

Agenda

Greensboro City Council

REMINDER

4:30 P.M. OFFICIAL CITY COUNCIL PHOTOGRAPH TO BE TAKEN IN CITY COUNCIL CHAMBER PRIOR TO REGULAR MEETING

REGULAR MEETING

TUESDAY

DECEMBER 15, 2009

5:30 P.M.

COUNCIL CHAMBER

1. Moment of Silence
2. Pledge of Allegiance to the Flag
3. Recognition of Courier
4. Council Procedure for Conduct of the Meeting
5. Resolution honoring the memory of the late Gwen Blount. (roll call vote) (Attachment #5 to Councilmembers)
6. Speakers from the Floor (Each speaker will be allowed a maximum of three (3) minutes on non-agenda items and cannot cede their time to another speaker. Speakers from the floor will be limited to a maximum of thirty (30) minutes.)

PUBLIC HEARING ITEMS:

7. Ordinance amending Chapter 30, Section 30-1-10, Relation to the Comprehensive Plan, to consider an amendment to the Connections 2025 Comprehensive Plan Generalized Future Land Use Map (Figure 4-2) from the Low Residential and Mixed Use Commercial land use classifications to the Moderate Residential land use classification for property located in the northwest quadrant of the intersection of W. Cornwallis Road and N. Elm Street. (roll call vote) (Attachment #7 (CP-09-02) to Councilmembers) (THIS ITEM WAS NOT ADOPTED ON THE FIRST READING AT THE NOVEMBER 17TH MEETING OF COUNCIL AND IS BEING BROUGHT BACK TO COUNCIL FOR A SECOND READING)

MEMBERS OF COUNCIL

WILLIAM H. KNIGHT, Mayor
NANCY VAUGHAN, Mayor Pro Tem
ROBBIE PERKINS, At Large
DANNY THOMPSON, At Large

T. DIANNE BELLAMY-SMALL, District One
JIM KEE, District Two
ZACK MATHENY, District Three
MARY C. RAKESTRAW, District Four
TRUDY WADE, District Five

8. Ordinance rezoning from RS-12 (Residential-Single Family) to CD-LO (Conditional District-Limited Office) property located at 911, 913 and 917 Pilgrims Church Road and 911 Near Pilgrims Church Road, generally described as west of Pilgrims Church Road, north of Big Tree Way and the terminus of Cox Place. (roll call vote) (Attachment # 8 to Councilmembers) (THIS ITEM WAS CONTINUED WITHOUT FURTHER ADVERTISING FROM THE NOVEMBER 17TH MEETING)
9. Ordinance amending Section 30-5-2.37 of the Greensboro Code of Ordinances with respect to Zoning – Family Care Home Separation. (THIS ITEM WAS CONTINUED WITHOUT FURTHER ADVERTISING FROM OCTOBER 20 MEETING) (roll call vote) (Attachment #9 to Council members)
10. Ordinance annexing territory to the corporate limits located at 2901 East Lee Street – 71.38 acres. (roll call vote) (Attachment #10 to Council members)
11. Ordinance establishing original zoning from County GO-M (General Office-Moderate Intensity) and County AG (Agriculture) to City PI (Public and Institutional) for property located at 2901 – 3205 East Lee Street, generally described as the north side of Lee Street, south of McConnell Road and the terminus of East Florida Street – Gateway University Research Park. (roll call vote) (Attachment # 11 (PL(Z) 09-16) to Councilmembers)
12. Resolution directing filing of Application For Approval by Local Government Commission of a Supplemental Installment Purchase Agreement with Greensboro Center City Corporation to Finance Improvements to Greensboro War Memorial Coliseum Complex. (roll call vote) (Attachment # 12 to Councilmembers)
13. Resolution approving bid in the amount of \$18,323,961 and authorizing Contract No. 2009-080 with Shelco, Inc. for the construction of the Greensboro Aquatic Center and ACC Hall of Champions entrance. (roll call vote) (Attachment #13 to Councilmembers)
14. Ordinance amending in the amount of \$6,875,000 Parks & Recreational Facilities Bond Fund – Aquatic Center (Series 2010) Capital Project Budget. (roll call vote) (Attachment #14 to Councilmembers)

CONSENT AGENDA ITEMS

(One Vote)

15. Resolution approving Purchasing Agent Contract with Gate City Company in connection with the Neighborhood Stabilization Program (NSP). (Attachment #15 to Councilmembers)
16. Resolution approving the Local Economic Benefit for Low and Very Low Income Persons Plan for the Neighborhood Stabilization Program Grant. (Attachment # 16 to Councilmembers)
17. Ordinance amending in the amount of \$50,000 State, Federal and Other Grants Fund Budget for the appropriation of Department of Homeland Security Grant Funds for equipment for Urban Search and Rescue Team. (Attachment #17 to Councilmembers)

18. Ordinance amending in the amount of \$135,714 State, Federal and Other Grants Fund Budget for the appropriation of Department of Homeland Security Grant Funds for equipment for Regional Response Team. (Attachment #18 to Councilmembers)
19. Ordinance amending in the amount of \$150,000 State, Federal and Other Grants Fund Budget for the appropriation of NC Controlled Substance Tax Funds to fund Computer Forensic Lab equipment upgrade, software and training. (Attachment #19 to Councilmembers)
20. Ordinance amending in the amount of \$5,000 State, Federal and Other Grants Fund Budget for Parks and Recreation Title III-D Grant. (Attachment #20 to Councilmembers)
21. Ordinance amending in the amount of \$5,624 State, Federal and Other Grants Fund Budget for Parks and Recreation N.C. Senior Center General Purpose Grant. (Attachment #21 to Councilmembers)
22. Ordinance amending in the amount of \$16,000 State, Federal and Other Grants Fund Budget for Federal Forfeiture Grant for overtime for FY 09-10 USMS Regional Fugitive Task Force. (Attachment #22 to Councilmembers)
23. Resolution approving bid in the amount of \$1,207,486.50 and authorizing Contract No. 2008-080 with Thomas Stanley Grading for the 2008 Annexation Water and Sewer Projects – Part 3. (Attachment #23 to Councilmembers)
24. Resolution authorizing Global Encroachment Agreement with Ashland, Inc. into the City's right-of-way on various streets pursuant to the North Carolina Solvent Cleanup Act. (Attachment #24 to Councilmembers)
25. Resolution amending Resolution #249-09 entitled Resolution approving bid and authorizing execution of Contract No. 2007-011 with Dane Construction for the Hornaday Road and Bridge Construction adopted by City Council on October 20, 2009 to reflect the correct account distribution for funding Contract No. 2007-011. (Attachment #25 to Councilmembers)
26. Ordinance amending in the amount of \$322,903 State, Federal and Other Grants Fund Budget for Parks and Recreation Gateway Gardens/GBI Grant. (Attachment #26 to Councilmembers)
27. Resolution approving bid in the amount of \$317,903 and authorizing Contract No. 2009-108 with Valley Crest for the construction of Gateway Gardens Phase 1 Landscaping Irrigation installation. (Attachment #27 to Councilmembers)
28. Resolution approving Memorandum of Understanding (MOU) for the Triad Region Mobility Master Software and Hardware Project and authorizing the City Manager and City Clerk to execute said MOU for Phases 2 and 3 of the Triad Regional Technology Plan. (Attachment #28 to Councilmembers).
29. Resolution listing loans and grants for City Council approval. (Attachment #29 to Councilmembers)
30. Ordinance amending in the amount of \$ -956,326 the budget for Project U-5162, Lake Jeanette Road Improvement Project – 2009 American Recovery and Reinvestment Act (ARRA). (Attachment #30 to Councilmembers)

31. Resolution authorizing Supplemental Municipal Agreement between the City of Greensboro and the North Carolina Department of Transportation for construction of roadway and sidewalk improvements to South Elm-Eugene Street Project U-5163 – 2009 American Recovery and Reinvestment Act (ARRA). (Attachment #31 to Councilmembers)
32. Ordinance amending in the amount of \$160,514 the budget for Project U-5163, Elm-Eugene Street Improvements Project – 2009 American Recovery and Reinvestment Act (ARRA). (Attachment #32 to Councilmembers)
33. Resolution authorizing Supplemental Municipal Agreement between the City of Greensboro and the North Carolina Department of Transportation for rehabilitation and resurfacing of various roadways Project U-5157 – 2009 American Recovery and Reinvestment Act (ARRA). (Attachment #33 to Councilmembers)
34. Ordinance amending in the amount of \$1,890 the budget for Project U-5157, resurfacing of various roadways – 2009 American Recovery and Reinvestment Act (ARRA). (Attachment #34 to Councilmembers)
35. Resolution authorizing acceptance of easements from Reitinger Investment Properties Three, LLC for the Downtown Greenway Phase 1 project. (Attachment # 35 to Councilmembers)
36. Resolution approving bid in the amount of \$2,172,500 and authorizing Contract No. 2009-112 with Hodgkin Construction Company for the Fire Station No. 57 project. (Attachment #36 to Councilmembers)
37. Resolution authorizing purchase in the amount of \$25,050 of property of Karen L. Miller and Richard A. DiPierro for the Neville Road Water Line/659 Gray Wilson Road/Annexation project. (Attachment #37 to Councilmembers)
38. Ordinance amending in the amount of \$94,000 Nussbaum Housing Partnership Fund Budget for the Willow Oaks Homebuyer Assistance Program. (Attachment #38 to Councilmembers)
39. Motion approving budget adjustments from November 1 – 30, 2009. (Attachment #39 to Councilmembers)
40. Motion to approve the minutes of the Regular meetings of City Council of November 10 and 17, 2009 and Special meeting of City Council of December 1 and Regular and Organizational meetings of City Council of December 1, 2009.

BUSINESS ITEMS:

41. Resolution adopting amendments to the City of Greensboro's Minority/Women Business Enterprise (MWBE) Plan. (Legal to provide backup) (roll call vote) (Attachment #41 to Councilmembers)
42. Resolution authorizing purchase of property of Mr. John Saunders located at 312 Murray Street. (roll call vote) (Attachment #42 to Councilmembers)

43. Resolution authorizing the City Attorney to institute proceedings to condemn portion of the property of Kotis Properties, Inc. in connection with the Four Farms Road Outfall Project Tax Map 11-694-857-33. (roll call vote) (Attachment #43 to Councilmembers) (THIS ITEM WAS CONTINUED FROM THE NOVEMBER 10TH MEETING OF COUNCIL)
44. Resolution authorizing the City Attorney to institute proceedings to condemn portion of the property of Kotis Properties, Inc. in connection with the Four Farms Road Outfall Project – Tax Map 11-694-857-16. (roll call vote) (Attachment #44 to Councilmembers) (THIS ITEM WAS CONTINUED FROM THE NOVEMBER 10TH MEETING OF COUNCIL)
45. Resolution designating project specific allocation of the Recovery Zone Facility and Economic Development Bonds authorized for the City of Greensboro by the U.S. Treasury. (roll call vote) (Attachment #45 to Councilmembers)
46. Resolution rejecting all bids opened on November 19, 2009 for construction of the Greensboro Transit Authority Maintenance Facility for failure to comply with North Carolina General Statute 143-128. (roll call vote) (Attachment #46 to Councilmembers)
47. Addendum
48. Speakers from the Floor (if time permits)
49. Matters to be discussed by the Mayor and Members of the Council (if time permits)
-Boards and Commissions Appointments
50. Matters to be presented by the City Manager (if time permits)

Attachments for Council's Information:

1. Report of Disbursements 27 October, 11 November and 23 November 2009.

INFORMATION FOR THE PUBLIC

- **For safety purposes, all packages, handbags and briefcases will be visually inspected by security prior to individuals entering the Council Chambers.**
- At hearings involving rezoning applications, proponents and opponents shall be provided a total of twenty (20) minutes notwithstanding the number of persons desiring to be heard. Proponents shall be heard first followed by comments from opponents. Each side may speak a total of five (5) minutes rebuttal.
- Speakers who wish to speak to other agenda items will be allowed a maximum of five (5) minutes.
- A closed session may be held at this meeting.
- The Council will consider all public hearing and business items listed on the agenda. If the meeting continues to 11:00 p.m., Council will adjourn the meeting after all agenda items have been considered; speakers from the floor and Council comments at the end of the meeting will not be heard. Council reserves the right to change the conduct of the meeting.
- Prior to the date of the meeting, contact Channel 13 at 333-6922 if you have electronic presentations.
- Any individual with a disability who needs an interpreter or other auxiliary aids or services for this meeting may contact the City Clerk's Office at 373-2397 or 333-6930 (TDD).
- Citizens attending public meetings of the Greensboro City Council will be provided free parking after 5:00 p.m. in the public lot located at Washington/Eugene Streets, Governmental Center, Greensboro, NC.
- **The next regular City Council meeting will be held on Tuesday, January 5, 2010 at 5:30 p.m. in the Council Chamber of the Melvin Municipal Office Building.**



City of Greensboro
City Council
Agenda Item

TITLE: Resolution honoring the memory of the late Gwendolyn Harris Blount

Department: Councilmember Bellamy-Small

Meeting Date: December 15, 2009

Contact 1: Councilmember Bellamy-Small

Public Hearing:

Phone:

**Advertising Date/
Advertised By:**

Contact 2:

Council District: 2

Phone:

Authorized Signature:

Attachments: Resolution honoring the memory of the late Gwendolyn Harris Blount

PURPOSE Councilmember Bellamy-Small has requested that a resolution be prepared honoring the memory of the late Gwendolyn Harris Blount.

RECOMMENDATION/ACTION REQUESTED The City Council is requested to adopt a resolution honoring the memory of the late Gwendolyn Harris Blount.

RESOLUTION HONORING THE MEMORY OF THE LATE
GWENDOLYN HARRIS BLOUNT

WHEREAS, on November 19, 2009, this community lost one of its community leaders with the death of the late Gwendolyn Harris Blount at the age of 77;

WHEREAS, Blount, a native of Louisburg, North Carolina, relocated to Greensboro in 1948 to matriculate at Bennett College;

WHEREAS, upon her graduation in 1952, she taught school in Franklin County and worked with the North Carolina Extension Service in Raleigh before returning to Greensboro;

WHEREAS, Mrs. Blount was a member of The Links, Inc., The Girl Friends, Inc. and Jack and Jill of America, Inc. as well as other civic organizations;

WHEREAS, she was appointed to the board of trustees of the University of North Carolina at Greensboro, the North Carolina Medical Care Commission and the Greensboro One Commission and was dedicated to the Children's Voting Program;

WHEREAS, as a member of the Episcopal Church of the Redeemer, Mrs. Blount served the church in many capacities, including Senior Warden;

WHEREAS, the City Council wishes to express its sense of loss and its sincere appreciation and gratitude for the many years of dedicated public service rendered by Gwendolyn Harris Blount, the outstanding contributions she has made to the community, and the legacy she leaves.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

1. That the City Council hereby expresses, on behalf of the citizens of Greensboro, a deep sense of loss and a feeling of respect and gratitude for the life of Gwendolyn Harris Blount.
2. That a copy of this resolution shall be delivered to the family of the late Gwendolyn Harris Blount as a symbol of the gratitude of the people of Greensboro for her many contributions to this community.



City of Greensboro
City Council
Agenda Item

TITLE: 2025 Comprehensive Plan Amendment – CP-09-02
N. Elm Street and W. Cornwallis Drive

Department: Planning	Current Date: December 7, 2009
Contact 1: Mike Kirkman	Public Hearing: November 10, 2009 (continued to December 15, 2009)
Phone: 373-4649	Advertising Date / Advertised By: TBD – City Clerk
Contact 2: Carol Carter	Council District: District 3
Phone: 574-3576	Authorized Signature: <i>Mike Kirkman</i>
Attachments:	Attachment A: Map of the Comprehensive Plan amendment Attachment B: A copy of the staff report for Comprehensive Plan amendment CP-09-02 can be found with the associated rezoning request PLZ-09-14

PURPOSE:

John H. Stratton III applied for an amendment to the *Connections 2025 Comprehensive Plan* Generalized Future Land Use Map (Figure 4-2) from the Low Residential and Mixed Use Commercial land use classifications to the Moderate Residential land use classification for the property located in the northwest quadrant of the intersection of N. Elm Street and W. Cornwallis Drive.

The City Council will conduct a public hearing to receive public comment and consider action on this amendment.

BACKGROUND:

This request for an amendment to the future land use map (GFLUM) accompanies a rezoning request for a multi-family project on property generally located at the corner of North Elm Street and West Cornwallis Dr. The associated rezoning request was heard by the Zoning Commission on October 12, 2009. Based on the Zoning Commission's vote, City Council must hold a public hearing and make a final determination on both requests.

BUDGET IMPACT:

N/A

RECOMMENDATION / ACTION REQUESTED:

The Planning Department recommends approval of this Plan amendment.

The Zoning Commission voted 4-3 approval of the recommendation at their October 12, 2009 meeting, thus a council hearing and vote on the map amendment is necessary.

Agenda Item: 7

CITY COUNCIL
November 10, 2009

CP-09-02

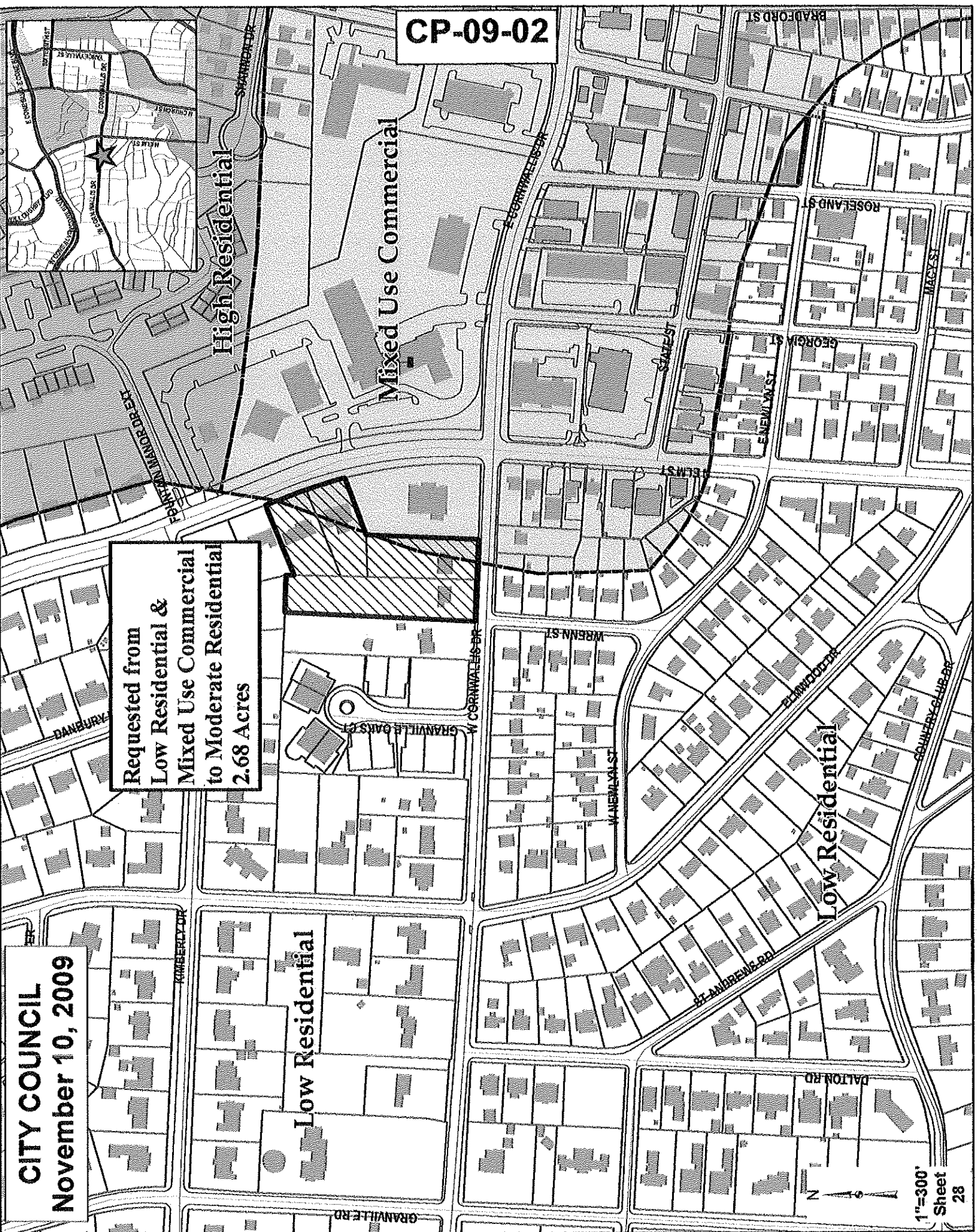
**Requested from
Low Residential &
Mixed Use Commercial
to Moderate Residential
2.68 Acres**

Low Residential

Mixed Use Commercial

Low Residential

High Residential





Z-09-10-001

**City of Greensboro Planning Department
Zoning Staff Report and Plan Amendment Evaluation**

City Council Hearing Date: November 10, 2009

GENERAL INFORMATION

APPLICANT

John H. Stratton III

HEARING TYPE

Rezoning

REQUEST

RS-12 (Residential-Single Family) to
CD-RM-12 (Conditional District- Residential Multi-Family)

CONDITIONS

1. Uses: Limited to multi-family dwelling units
2. The property will be designed and developed in a unified manner and will incorporate similar and complimentary architectural features such as masonry and stucco materials.
3. Buildings will be limited to 2 stories above ground.
4. Site lighting will be designed in a manner as to eliminate direct illumination onto adjacent properties. Lighting will be limited to a decorative type pole fixture that will not exceed 12 feet in height.
5. The development will be designed to allow for internal vehicular and pedestrian connectivity between any freestanding buildings within the development. Vehicular connectivity will be accommodated by shared driveways and cross connections. Pedestrian connectivity will be accommodated by provision of sidewalks and painted or other crosswalks internally within the property.
6. The buffer provided along the entire length of the southern and eastern lot lines located between North Elm Street to West Cornwallis Drive will be a minimum of 20 feet wide and planted at the Type "C" planting yard rate. The buffer provided along the entire length of the northern and western lot lines located between North Elm Street to West Cornwallis Drive will be a minimum of 20 feet wide, planted at the Type "B" planting yard rate, and contain an opaque fence a minimum of five feet in height.
7. The highest roof element would be no more than 50 feet above the average grade plane around each building.

8. Building facades facing street shall be modulated with progressions or recessions at least once every 45 feet.
9. No free standing parking structure
10. Parking shall be under building structures and/or on surface.

LOCATION

2207 North Elm Street, 2209 North Elm Street, 106 West Cornwallis Drive and 108 West Cornwallis Drive, generally described as north of West Cornwallis Drive and west of North Elm Street

PARCEL ID NUMBER (S)

00-00-0-2860-00-0100-004/005 and
00-00-0-2860-00-0100-023/022

PUBLIC NOTIFICATION

The notification area for this public hearing was 600 feet (Chapter 30-9-1.2 of the City Ordinance requires notification of the owner of that parcel of land and the owners of all parcels of land adjoining and contiguous to that parcel of land as shown on the County tax listing). **115** notices were mailed to those property owners in the mailing area.

TRACT SIZE

2.68 acres

TOPOGRAPHY

Slopes to the west

VEGETATION

Residential landscaping

SITE DATA**Existing Use**

4 single-family dwellings

Adjacent Zoning**Adjacent Land Uses**

N	RS-12 (Residential- Single Family)	Single-Family dwelling unit
E	CD-LB (Conditional District-Limited Business) and GO-M (General Office-Moderate Intensity)	Regions Financial Center and Saint Pius School and Church
W	RS-12 (Residential- Single Family)	Single-Family dwelling unit
S	RS-12 (Residential- Single Family)	Single-Family dwelling units

Zoning History**Case #****Date****Request Summary**

12/2008 A request to rezone this property to CD-LO was continued twice and subsequently withdrawn by the applicant. Staff had recommended a denial of this request to the Zoning Commission.

This property has been zoned RS-12 since July 1, 1992. Prior to the implementation of the Unified Development Ordinance (UDO), it was zoned RES 90 S

ZONING DISTRICT STANDARDS

District Summary *

Zoning District Designation:	Existing (RS-12)	Requested (CD-RM-12)
Max. Density:	3 dwelling units/acre	12 dwelling units/acre
Typical Uses	Primarily intended to accommodate moderate density single-family detached dwellings in developments where public water and sewer service is required.	Primarily intended to accommodate multifamily uses at a density of 12.0 units per acre or less.

*These regulations may not reflect the actual requirements for all situations; see the City of Greensboro Zoning Code for actual regulations for site requirements for this zoning district.

SPECIAL INFORMATION

Overlay District Ordinance/Historic Preservation

The proposed site plan offers demolishing the existing single family residential structures on N. Elm and W. Cornwallis to accommodate multifamily development and associated parking. Among these residential structures is a significant historic resource to the Greensboro community with the 1958 UNCG Commencement House located at 2207 N. Elm. The property is the product of a 1958 collaboration among 23 students at the Women's College (now UNCG), noted Greensboro architect Edward Lowenstein and artist Gregory Ivy. Offered as an art and home economics class, the students designed the house, oversaw its construction and decorated the structure dubbed the "Commencement House" by the university's public relations office. Acclaim for the structure came from local and national sources including the *Greensboro Daily News*, WUNC-TV, *McCall's Magazine*, and *Southern Appliances Magazine*. The 1958 Commencement House is one of three such Commencement Houses in Greensboro, the others being constructed in 1959 and 1965. It should be noted that the property does not currently have a local, state or federal historic or landmark designation and the owner of the property has made the property available for acquisition and relocation

Environmental/Soils

Water Supply Watershed	N/A Site Drains to North Buffalo Creek.
Floodplains	Intermittent stream onsite requires a non-encroachment area (30' on each side or 5xwidth of the channel)
Streams	Intermittent stream in this watershed requires a 50' stream buffer measured from top of bank. The first 30' must remain undisturbed and on the next 20' no occupied structures are allowed but built upon area could be added up to 50%.
Other:	If high density development is proposed (BUA>24%) site must meet water quality requirements. Quantity Control or detention may be required.

Utilities

Potable Water
Waste Water

Airport Noise Cone

The subject property is not located in the Airport Noise Cone.

Landscaping Requirements

Location	Required Planting Yard Type and Rate
North	Type C Yard – minimum width 20'; 2 canopy trees per 100', 3 understory trees per 100'; and 17 shrubs per 100'
South	Street Yard - minimum width 8'; 2 canopy tree per 100', 17 shrubs per 100' and a Type D Yard – minimum width 5'; 2 understory trees per 100'; 18 shrubs per 100'
East	Street Yard - minimum width 8'; 2 canopy tree per 100', 17 shrubs per 100' and a Type D Yard – minimum width 5'; 2 understory trees per 100'; 18 shrubs per 100'
West	Type C Yard – minimum width 20'; 2 canopy trees per 100', 3 understory trees per 100'; and 17 shrubs per 100'

Tree Preservation Requirements

Acreage	Requirements
2.68 ac.	All trees 4" or greater DBH which are located within the required planting yards

Transportation

Street Classification	Elm Street – Major Thoroughfare, Cornwallis Drive – Minor Thoroughfare.
Site Access	All access(s) must be designed and constructed to the City of Greensboro standards.
Traffic Counts:	Elm Street ADT = 17,861(2007), Cornwallis Drive ADT = 10,978 (2007).
Trip Generation:	N/A.

Sidewalks	Sidewalks are a requirement of the Development Ordinance. 5' sidewalk with a 5' grass strip is required along both sides of thoroughfares. 5' sidewalk with a 3' grass strip is required along one side (at a minimum, collectors may require sidewalk on both sides) of all other street types. There is no existing sidewalk along the frontage of this development. The City has plans to construct sidewalk along Cornwallis Drive.
Transit in Vicinity	Yes, route 3, N. Elm Street.
Traffic Impact Study (TIS)	No, not required per TIS Ordinance based on proposed rezoning.
Street Connectivity	N/A.
Other	N/A.

IMPACT ANALYSIS

Land Use Compatibility

The proposed **CD-RM-12** (Conditional District- Residential Multi-Family) zoning would allow land uses that are compatible with the general character of the area.

Connections 2025 Comprehensive Plan Policies

The Generalized Future Land Use Map designates this location as **Low Residential and Mixed Use Commercial**. The requested **CD-RM-12** (Conditional District- Residential Multi-Family) zoning district is inconsistent with this GFLUM designation. CD-RM-12 zoning is inconsistent because the majority of the site (more than 60%) is designated Low Residential (3-5 units per acre). RM-12 could work in a Mixed Use Commercial scenario because of the surrounding land uses. A GFLUM map amendment has been requested to reflect the change in land use.

Connections 2025 Written Policies

Reinvestment/Infill Goal: Promote sound investment in Greensboro's urban areas, including Center City, commercial and industrial areas, and neighborhoods.

POLICY 4C.1: Establish standards for and promote new forms of compact development.

Man-made Environment Goal: Preserve and enhance the character and visual quality of Greensboro's built environment, including historic resources, private developments, and public landscapes.

POLICY 5F.2: Improve design standards for new development to enhance community appearance and sense of place (visual impacts on adjacent neighborhoods).

Housing and Neighborhoods Goal: Meet the needs of present and future Greensboro citizens for a choice of decent, affordable housing in stable, livable neighborhoods that offer security, quality of life, and the necessary array of services and facilities.

POLICY 6A.4: Implement measures to protect neighborhoods from potential negative impacts of development, redevelopment, and/or public projects that are inconsistent with

the neighborhood's livability, architectural or historical character, and reinvestment potential.

- Including protection against incompatible encroachments into residential neighborhoods

POLICY 6B.2: Promote rehabilitation of historic houses and buildings.

Connections 2025 Map Policies

Existing GFLUM Designation

Low Residential (3-5 d.u./acre): This category includes the City's predominantly single-family neighborhoods as well as other compatible housing types that can be accommodated within this density range. Although there are some existing residential areas in the City developed on lots greater than 1/3 acre, future residential developments and "conventional" subdivisions should generally maintain a gross density of no less than three dwellings per acre, except where environmental constraints (e.g., the Watershed Critical Area) prevent such densities from being achieved. Compact developments that include clustered, small lots with substantial retained open space are encouraged.

Mixed Use Commercial: This designation is intended to promote a mix of uses, of which various commercial uses remain predominant, but where residential, service, and other uses are complementary. Where applied to older highway corridors characterized by "strip" commercial uses, the intent is to encourage infill and redevelopment for a more diverse and attractive mix of uses over time. Examples include residential units over commercial uses or a wider array of economically viable uses to replace obsolete uses. Such areas also may represent opportunities for the introduction of substantial higher density and/or mixed-income housing, with negligible impacts on, or resistance from, nearby single-family neighborhoods. Ensuring that buildings are of the appropriate scale and intensity is critical, as is ensuring that sites are designed in a coordinated, as opposed to a lot-by-lot, manner. New "strip" commercial development is discouraged.

Proposed GFLUM Designation

High Residential (over 12 d.u./acre): This category provides for high-density apartment dwellings, condominiums, life care, and similar housing types. Creating opportunities for this type of housing will become increasingly important to respond to demographic shifts and demand for affordable housing, and it is ideally suited near major activity and employment centers and in areas suitable for future transit service. Within this district, office buildings may also be accommodated.

Comprehensive Plan Amendment History

Case #	Date	Request Summary
NA		

Applicant Stated Reasons for Request

Explain in detail why the change is needed and a justification for such a change:

Explain in detail the conditions that you think may warrant a Plan Amendment – Per Applicant and Application

Per request application form: The immediate area has changed significantly over the last 4 years. The Cornwallis Rezoning from LO to CD-Limited Business in 2005 and a new office building reached the church. New CD-PDI Property is under construction 100' from this site. This site is well positioned for an infill project with a multi-family use. The zoning has been in transition in this area.

New rezonings have occurred in the immediate area. We met with the neighbors and heard their complaints about office use and have changed to a more acceptable residential use. We (the applicant) want to promote good infill projects to enhance community appearance. We (the applicant) feel there is a true quality condominium in the neighborhood and we want to promote a sound investment in the neighborhood. We believe this rezoning would be most compatible of the general character of the area.

Staff Note: GFLUM amendments are based on land use rather than zoning.

COMPREHENSIVE POLICY PLAN ANALYSIS

Need for Proposed Change

Should the proposal be approved, a GFLUM Amendment will be required. The requested proposed Moderate Residential (5-12 d.u./acre) is a significant change of the GFLUM designated uses of Low Residential (3-5 d.u./acre) and Mixed Use Commercial and due to the land. CD-RM-12 zoning is inconsistent because the majority of the site (more than 60%) is designated Low Residential (3-5 units per acre).

Effect of the proposed Change on the Need for City Services and Facilities (e.g. roadway level of service) – N/A

Implications, if any, the Amendment may have for Other Parts of the Plan

The GFLUM Amendment may provide the catalyst for other land use transitions in the vicinity of the site. The GFLUM would need to be re-evaluated in the study area to determine how the proposal will affect surrounding land uses. The review would concentrate on timing of land use transitions and evaluation of other land uses to the north and west of the site.

Unforeseen Circumstances or the Emergence of New Information (e.g. significant economic opportunity in Tier 2 or 3) – N/A

PLANNING BOARD COMMENTS

The Greensboro Planning Board reviewed the proposed map amendment on September 16, 2009 and made the following comments:

- moderate density residential makes sense as a transition between higher intensity commercial uses at the intersection and nearby low density residential areas
- there is some concern that the proposed change does not include a large enough area to create the appropriate transition in intensity of uses
- new investment should include features that complement nearby residential context

CONFORMITY WITH OTHER PLANS

City Plans – N/A

Other Plans - N/A

Staff/Agency Comments

Water Resources - No additional comments

Possibility of Wetlands. If any disturbance to the stream or wetlands is proposed, the State and the US Army Corps of Engineers must be contacted and all the permits obtained prior to the disturbance.

Housing and Community Development

Although this proposal, if approved, would result in the demolition of four existing single family homes, and would constitute a significant alteration of a stable existing residential area, it would appear to be consistent with a trend of recent development activity, that is limited in scope to close proximity of the northwest quadrant of the North Elm Street / Cornwallis Drive intersection. Applicant is strongly encouraged to discuss this proposal with representatives of the Old Irving Park neighborhood, within which the subject site is located.

Planning

Staff believes that the proposed request is consistent with the intent and purpose of the Comprehensive Plan policies in that it will encourage residential infill opportunities, meet the needs of present and future Greensboro citizens for a choice of decent, affordable housing in stable, livable neighborhoods that offer security, quality of life, and the necessary array of services and facilities, promote mixed-income neighborhoods, and promote the diversification of new housing stock to meet the needs of all citizens for suitable, affordable housing.

An application to rezone this property to CD-LO in 2008 for the construction of professional offices was continued twice and subsequently withdrawn by the applicant. Staff had recommended a denial of this request to the Zoning Commission based on stated general incompatibility of the request with the surrounding uses and inadequate conditions to protect the surrounding neighborhood from the potential negative impacts of the proposed use. The significant difference between this request and the previous one is that the applicant now intends to construct **multi-family dwelling units** as opposed to **professional offices** requested previously. There are also some additional conditions pledged to insure compatibility of the building facades facing public streets with the surrounding neighborhood.

This area of the City is well developed with varying densities and intensities of residential, commercial, institutional and office uses. Approving a multi-family use at this location will create a smooth zoning transition pattern along both West Cornwallis Drive and North Elm Street, with commercial uses at the intersection and transitioning to multi-family uses and eventually single-family uses away from the intersection.

Staff however does have some concerns about this request, and has been working diligently with the applicant to come up with conditions and design elements that will help alleviate some of staff's concerns. Notable amongst staff's concerns are scale and massing of the proposed project vis-à-vis the surrounding developments, inadequate design elements to enhance community appearance and sense of place (visual impacts on adjacent neighborhoods) and the existence of a structure on the proposed site with some historic significance.

Staff would note that the applicant has agreed to add more conditions at the public hearing to address concerns raised by staff. The applicant has also agreed to offer the house located at 2207 N. Elm Street, which has some historic significance and planned for demolition prior to development of the new residential units, at no charge, to anyone willing to move and relocate any and or all of the structure. The developer will allow a period of 150 days from the date of the rezoning approval for such move.

Staff believes that this request will be generally consistent with the requested Generalized Future Land Use Map (GFLUM). Staff is also of the opinion that the request will be compatible with the existing development and trend in the surrounding neighborhood, especially with the added conditions.

STAFF RECOMMENDATION

PLANNING

Staff recommends **approval** of the requested **CD-RM-12** (Conditional District-Residential Multi- Family) zoning district.



City of Greensboro
City Council
Agenda Item

TITLE: Rezoning Request – 911, 913 and 917 Pilgrims Church Road and 911 Near Pilgrims Church Road (West of Pilgrims Church Road, north of Big Tree Way and the terminus of Cox Place).

Department:	Planning Department	Meeting Date:	November 17, 2009
Contact 1:	Richard Hails	Public Hearing:	Yes
Phone:	373-2922	Advertising Date / Advertised By:	11/05/2009 and 11/12/2009 by City Clerk
Contact 2:	Rawls Howard	Council District:	District 4
Phone:	373-2748	Authorized Signature:	<i>RWHails</i>
Attachments:	Attachment A: Vicinity Map (PL (Z) 09-15) Attachment B: Draft minutes of October 12, 2009 Zoning Commission Meeting Attachment C: Zoning Staff Report		

PURPOSE:

Jeff McCann, agent representing Randy G. Gerringer et al, applied for rezoning of property located at 911, 913 and 917 Pilgrims Church Road and 911 Near Pilgrims Church Road, generally described as west of Pilgrims Church Road, north of Big Tree Way and the terminus of Cox Place from **RS-12** (Residential-Single Family) to **CD-LO** (Conditional District-Limited Office). The Zoning Commission voted on this request on **October 12, 2009**. The applicant has appealed the Zoning Commission's decision and therefore the City Council will conduct a public hearing to consider this request on **November 17, 2009**.

BACKGROUND:

Following a public hearing on October 12, 2009, the Zoning Commission voted 7-0 to deny this request. 3 residents spoke in favor of and none in opposition to this proposal. (See Attachment B: Minutes of October 12, 2009 Zoning Commission Meeting).

The **CD-LO** (Conditional District-Limited Office) rezoning request contains the following conditions:

1. Uses: All uses permitted in the LO zoning district except any use with a drive- thru.
2. Medical, Dental and related offices will be limited to a maximum of 30,000 square feet.
3. All other office uses will be limited to a maximum of 50,000 square feet.

Note: Due to a new State law passed earlier this year, the applicant needs to provide documentation prior to and at the public hearing that the property owner(s) of this site have received notification of the request and a copy of the City Council public hearing notice. If that documentation is not provided prior to the scheduled public hearing, it may result in a delay of the public hearing to a later date.

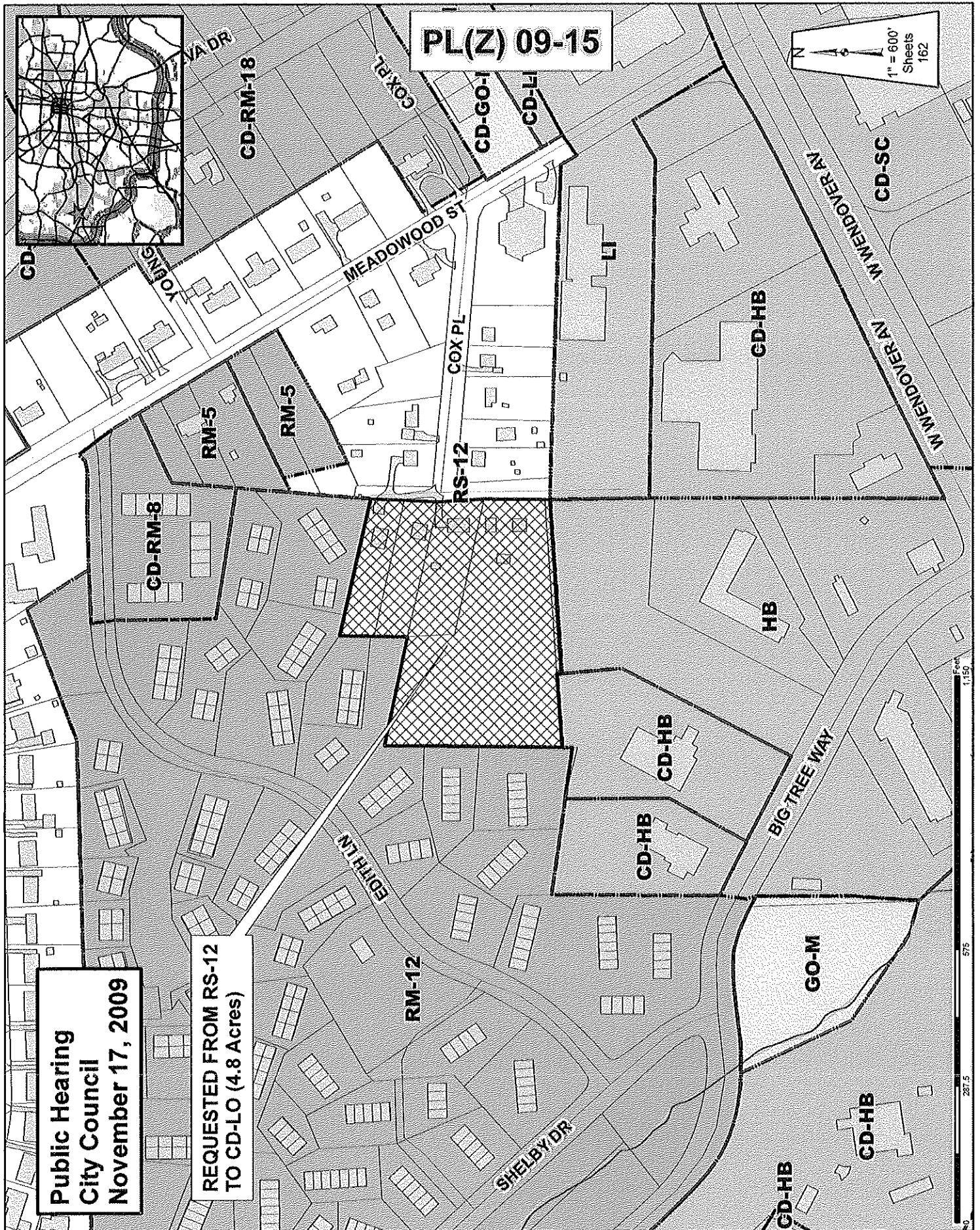
RECOMMENDATION / ACTION REQUESTED:

The Planning Department recommends **denial** of the ordinance. However, if the applicant were to add a condition requiring a second access to the site from Big Tree Way, staff would recommend approval.

Agenda Item: 8

PL(Z) 09-15

1" = 600'
Sheets
162



Public Hearing
City Council
November 17, 2009

REQUESTED FROM RS-12
TO CD-LO (4.8 Acres)

Feet
575
287.5
1,150

ATTACHMENT B

DRAFT MINUTES OF OCTOBER 12, 2009 ZONING COMMISSION MEETING (PL (Z) 09-15)

Rawls Howard described the subject property, as well as surrounding properties, and noted issues in the staff report. He added that staff recommends approval of the request.

Chair Trapp asked if there was anyone wishing to speak on this matter.

Jeff McCann, the applicant, explained the property layout in detail and stated that they hope to develop the property for use as a medical complex which will be more in keeping with the surrounding area. At this time there is no specific use for the site, but it is felt that Limited Office seems to be the best fit for the location and potential for the site. The conditions attached to the request are in keeping with the proposed use and would limit detrimental impact to the surrounding area. In speaking with the 12 property owners in the immediate neighborhood, 8 were in favor of the project, 2 were opposed and 2 he has not been able to contact. He pointed out that the conditions should be restrictive enough to enable the use of the property to fit well into the neighborhood and not be intrusive.

Jim Clark, Counsel for the Commission, stated that an affidavit has been received from the applicant but is not in the strictest compliance with the new statute. He pointed out that Mr. McCann concurs that all the owners of property involved are aware of the content of the zoning application and that they have received notice of the request more than 10 days prior today.

Darrell Freeman, 4214 Cox Place and Randy Garringer, 913 Pilgrims Church Road, stated that this area has deteriorated considerably over the past several years and has become more of a business neighborhood. They feel that it would be much more beneficial to have positive daily activity going on in this area.

Dick Hails stated that the GFLUM shows Moderate Residential development for this property and is generally viewed as interchangeable with office use as a transitional use between commercial and neighborhoods. Relevant policies include promoting reinvestment infill development, promoting healthy diversified economy while still protecting neighborhoods from negative impacts of development. Staff feels that this area is on the cusp between the all commercial to the south on Wendover and to the north and west are multifamily units. However, there is still single family scattered around the neighborhood. The main problem that staff has with this request is that there is only sole access through a single family street. Therefore, for that reason, staff recommends denial of the request.

The Commission members expressed their concern about the lack of an alternate access to the minor thoroughfare.

Ms. Hayworth stated that the Greensboro Zoning Commission believes that its action to deny the zoning amendment, located west of Pilgrims Church Road and north of Big Tree Way from RS-12 to CD-LO to be inconsistent with the adopted Connections 2025

Comprehensive Plan and considers the action taken to be reasonable and in the public interest because it does not implement measures to protect neighborhoods from potential negative impacts of developments, it is inconsistent with the Economic Development Goal to promote a healthy, diversified economy and even with proposed conditions, the project is not compatible with surrounding properties, seconded by Ms. Spangler. The Commission voted unanimously to deny the request. (Ayes: Trapp, Spangler, Eckard, Johnson, Wright, Hayworth, and Skenes. Nays: None.)



Z-09-10-002

**City of Greensboro Planning Department
Zoning Staff Report and Plan Amendment Evaluation**

Zoning Commission Hearing Date: October 12, 2009

City Council Hearing Date: November 17, 2009

GENERAL INFORMATION

APPLICANT	Jeff McCann for Randy G. Gerringer et al
HEARING TYPE	Rezoning
REQUEST	RS-12 (Residential-Single Family) to CD-LO (Conditional District-Limited Office)
CONDITIONS	<ol style="list-style-type: none">1. Uses: All uses permitted in the LO zoning district <u>except</u> any use with a drive- thru.2. Medical, Dental and related offices will be limited to a maximum of 30,000 square feet.3. All other office uses will be limited to a maximum of 50,000 square feet.
LOCATION	911, 913 and 917 Pilgrims Church Road and 911 Near Pilgrims Church Road (West of Pilgrims Church Road and north of Big Tree Way)
PARCEL ID NUMBER (S)	00-00-0-5720-00-0300-016, 00-00-0-5720-00-0300-019, and 00-00-0-5720-00-0300-020
PUBLIC NOTIFICATION	The notification area for this public hearing was 600 feet (Chapter 30-9-1.2 of the City Ordinance requires notification of the owner of that parcel of land and the owners of all parcels of land adjoining and contiguous to that parcel of land as shown on the County tax listing). 291 notices were mailed to those property owners in the mailing area.
TRACT SIZE	4.8 acres
TOPOGRAPHY	Relatively flat
VEGETATION	Residential landscape with heavy woods to the west

SITE DATA

Existing Use	A few grave sites and 4 single-family Dwellings
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	Adjacent Zoning	Adjacent Land Uses
N	RM-12 (Residential-Multi Family)	Multi-Family dwellings
E	RS-12 (Residential-Single Family)	Single-Family dwellings
W	RM-12 (Residential-Multi Family)	Multi-Family dwellings
S	CD-HB (Conditional District-Highway Business)	Fairfield Inn hotel

Zoning History

Case #	Date	Request Summary
	03/2009	A request to rezone the subject property to CD-RM 12 for multi-family dwellings was denied by the Zoning Commission, appealed to the City Council and subsequently withdrawn by the applicant. Staff had recommended a denial of this request to the Zoning Commission.
		This property has been zoned RS-12 since July 1, 1992. Prior to the implementation of the UDO, it was zoned RES 120-S

ZONING DISTRICT STANDARDS**District Summary ***

Zoning District Designation:	Existing (RS-12)	Requested (CD-LO)
Max. Density:	3 dwelling units/acre	N/A
Typical Uses	Primarily intended to accommodate moderate density single-family detached dwellings	Primarily intended to accommodate low intensity medical, professional, administrative, and government office uses on small to mid-sized sites near residential areas.

**These regulations may not reflect the actual requirements for all situations; see the City of Greensboro Zoning Code for actual regulations for site requirements for this zoning district.*

SPECIAL INFORMATION**Overlay District Ordinance/Historic Preservation – N/A****Environmental/Soils**

Water Supply Watershed	N/A, Site Drains to South Buffalo
Floodplains	N/A
Streams	N/A
Other:	If high-density development is proposed (BUA>24%) site must meet water quality requirements.

Airport Noise Cone

The subject property is not located in the Airport Noise Cone.

Landscaping Requirements

Location	Required Planting Yard Type and Rate
North	Type B Yard – avg. width 30'; 3 canopy trees per 100'; 5 understory trees per 100'; 25 shrubs per 100'
South	Type D Yard – minimum width 5'; 2 understory trees per 100'; 18 shrubs per 100'
East	Street Yard - minimum width 8'; 2 canopy tree per 100', 17 shrubs per 100'
West	Type B Yard – avg. width 30'; 3 canopy trees per 100'; 5 understory trees per 100'; 25 shrubs per 100'

Tree Preservation Requirements

Acreage	Requirements
4.8 Ac.	All trees 4" or greater DBH which are located within the required planting yards

Transportation

Street Classification	Cox Place – Local Street, Pilgrims Church Road – Local Street, Meadowood Street – Collector Street.
Site Access	All access must be designed and constructed to the City of Greensboro standards.
Traffic Counts:	Meadowood Street ADT = 5,534 (2007).
Trip Generation:	N/A.
Sidewalks	Sidewalks are a requirement of the Development Ordinance. 5' sidewalk with a 5' grass strip is required along both sides of thoroughfares. 5' sidewalk with a 3' grass strip is required along one side (at a minimum, collectors may require sidewalk on both sides) of all other street types. There is no existing sidewalk along the frontage of this development nor are there any plans for the city to build sidewalk.
Transit in Vicinity	Yes, route 1, W. Wendover Avenue.
Traffic Impact Study (TIS)	No, not required per TIS Ordinance based on proposed rezoning.
Street Connectivity	N/A.
Other	N/A.

IMPACT ANALYSIS

Land Use Compatibility

The proposed **CD-LO** (Conditional District-Limited Office) zoning would allow land uses that are incompatible with the general character of the area.

Connections 2025 Comprehensive Plan Policies

The Generalized Future Land Use Map designates this location as **Moderate Residential**. The requested **CD-LO** (Conditional District-Limited Office) zoning district is consistent with this GFLUM designation.

Connections 2025 Written Policies

Reinvestment/Infill Goal:

Promote sound investment in Greensboro's urban areas, including Center City, commercial and industrial areas, and neighborhoods.

Economic Development Goal: Promote a healthy, diversified economy with a strong tax base and opportunities for employment, entrepreneurship and for-profit and non-profit economic development for all segments of the community.

POLICY 6A.4:

Implement measures to protect neighborhoods from potential negative impacts of development, redevelopment, and/or public projects that are inconsistent with the neighborhood's livability, architectural or historical character, and reinvestment potential.

- Including protection against incompatible commercial encroachments into residential neighborhoods

Connections 2025 Map Policies

Moderate Residential (5-12 d.u./acre):

This category accommodates housing types ranging from small-lot, single-family detached and attached single-family dwellings such as townhomes to moderate density, low-rise apartment dwellings.

CONFORMITY WITH OTHER PLANS

City Plans - N/A

Other Plans - N/A

Staff/Agency Comments

Water Resources

No additional comments

Housing and Community Development

The subject property is located in a part of the City which is well developed with varying densities and intensities of residential, institutional, office, industrial and commercial uses. Given the adjacent residential/institutional use to the west, north, and east, and the commercial/institutional uses to the south, development of this property for limited office use, if approved, would be a reasonable transitional use and not contradictory to the Comprehensive Plan since it also is in close proximity to the intense development associated with the Wendover Avenue corridor. If approved, long term quality of life for residents of existing adjacent residential development would be greatly enhanced by appropriate constructed and/or vegetated buffers along the western, northern, and eastern property boundaries. If approved, this proposal would promote sound and sustainable patterns of land use, promote desirable infill development, limit sprawl and provide for the efficient provision of public services and facilities as the City expands. If approved, this request would be generally compatible with existing developments and trends in the surrounding area. Applicant is strongly encouraged to discuss this proposal with representatives of The Thicket neighborhood, within which the subject site is located.

Planning

Staff believes that the proposed request is inconsistent with the intent and purpose of the Zoning Code and incompatible with the surrounding uses. Although, the site is designated as Moderate Residential on the Generalized Future Land Use Map (GFLUM), this request appears to be premature at this time in that it will encourage and set a precedent for potential "leap frog" development that effectively breaks up established single family patterns.

A request to rezone the subject property in March, 2009 to CD-RM 12 for multi-family dwellings was denied by the Zoning Commission, appealed to the City Council and subsequently withdrawn by the applicant. Stated reasons for denial among other things included; leapfrog development, the need for another means of access to the site apart from Cox Place and concerns about the scale and massing of the request in relation to the existing single-family dwellings along Cox Place.

The 4.49-acre property is located approximately 500 feet north of West Wendover Avenue and about one-half of a mile from the Interstate 40. The predominant pattern of land use in this area is currently moderate density multi-family developments to the north and west and varying intensities of commercial activities to the south. There are also a few single-family dwellings in transition located to the east of the subject site along Cox Place which will be the main access to this development if approved.

Staff does have significant concerns about the compatibility of the proposed request with the surrounding neighborhood; especially the single-family dwellings on Cox Place and also the potential precedent for encouraging "leap frog" development that effectively breaks up established single family patterns. Staff is also concerned about accessing a higher intensity development through a single-family neighborhood.

Staff acknowledges that this area of the City is generally in transition and as dictated by the Generalized Future Land Use Map, a change of use will eventually occur, but staff believes that this rezoning is premature at this time and it will better serve the

neighborhood if it is done at a time when the intervening single-family dwellings have transitioned into similar density/intensity or if another means of access to the site can be provided without going through Cox Place. While the Comprehensive Plan calls for compact development and the provision of the necessary services and facilities in close proximity to neighborhoods, it also speaks to the need to protect established neighborhoods from incompatible land uses.

Staff has been working diligently with the applicant on the concerns raised, especially the need for another access to the site that will not be through the intervening single-family neighborhood. Staff believes that the intensity of development proposed would intensify traffic on a smaller collector road (Cox Place) and a second means of access should be provided.

At this present moment, staff believes that this request is premature and inconsistent with the intent of the zoning code and the comprehensive Plan. Staff is also of the opinion that the request is not compatible with the existing development in the surrounding neighborhood.

STAFF RECOMMENDATION

PLANNING

Staff recommends **denial** of the requested **CD-LO** (Conditional District-Limited Office) zoning district.



City of Greensboro
City Council
Agenda Item

TITLE: Ordinance Text Amendment – Family Care Home Separation.

Department:	Planning Department	Meeting Date:	12/15/09
Contact 1:	Richard Hails	Public Hearing:	Yes
Phone:	373-2922	Advertising Date/ Advertised By:	
Contact 2:	Steve Galanti	Council District:	All Districts
Phone:	373-2918	Authorized Signature:	<i>Ruth Hails</i>
Attachments:	Attachment A – "Text Amendment" and "Family Care Home Map"		

PURPOSE:

The purpose of the text amendment is to revise the ordinance by amending Section 30-5-2.37 to modify the separation requirements for family care homes.

BACKGROUND:

A family care home is established in accordance with NCGS 168-21 and is a home for nine or less individuals with support and supervisory personnel that provides room and board, personal care, and habilitation services in a family environment for resident persons with a temporary or permanent physical, emotional, or mental disability.

To increase housing alternatives available to people in the categories listed above and fully integrate them into the community mainstream by allowing them to live in typical homes in typical neighborhoods, Section 30-5-2.37 of the Development Ordinance contains spacing requirements. The current spacing requirement requires family care homes to be separated by one-quarter mile. This distance is measured in a straight line from lot to lot.

When City Council last discussed this matter several months earlier, they asked staff to report back on establishing an amortization period, during which family care homes not meeting current spacing requirements would be required to come into conformity. At that time, Council suggested a two year "grandfather" period. Planning and Legal staff reviewed this matter and feel that this provision would be much more legally defensible if the amortization period were extended to five years, particularly due to some legal cases on this matter. Staff has attached two attachments to this memo, one to adopt a text amendment with a two year and another with a five year amortization period.

In addition, Council asked what would be the impact on family care and group homes if the minimum spacing between homes was changed from $\frac{1}{4}$ mile to either $\frac{1}{2}$ mile or one mile. Based on a recent staff inventory of all family care and group care homes in the City, the following are the number of homes ***that would not meet spacing requirements*** at those different distances:

1. Current $\frac{1}{4}$ mile spacing: 193 total homes, 11 or 5.7% do not meet spacing.
2. Proposed $\frac{1}{2}$ mile spacing: 193 total homes; 137 or 71.0% would not meet spacing.
3. Proposed 1 mile spacing: 193 total homes; 178 or 92.2% would not meet spacing.

Agenda Item: 9

Given the high percentage of homes that would not meet City spacing requirements if increased, staff does not recommend increasing spacing requirements. Many of these homes have made substantial investments in their facilities and have been in place for many years.

BUDGET IMPACT:

This item will have no impact on the budget.

RECOMMENDATION / ACTION REQUESTED:

The Planning Board recommended this amendment at its June meeting on a vote of 6-0.

Staff recommends that City Council receive citizen comments and consider adoption of the proposed text amendment.

AMENDING CHAPTER 30

AN ORDINANCE AMENDING THE GREENSBORO CODE OF ORDINANCES
WITH RESPECT TO ZONING, PLANNING AND DEVELOPMENT

(Editor's Note: Added text shown with underlines and deleted text shown with strikethroughs.)

Section 1. That Section 30-5-2.37, Family Care Homes, is hereby amended by adding new Subsections (C) and (D) to read as follows:

(C) *Nonconforming uses*: All nonconforming family care homes existing on December 15, 2009 shall be allowed to continue as legal nonconforming uses subject to the provisions of Section 30-4-11. Furthermore, all nonconforming family care homes:

- (1) may not be expanded in size; and
- (2) may not be re-established at such nonconforming location if they discontinue the use.

(D) *Discontinuation of nonconforming uses*: The most recently established family care home which is not in compliance with subsection (B) above shall be discontinued within **five years** from the effective date of this amendment.

Section 3. All ordinances in conflict with the provisions of this ordinance are repealed to the extent of such conflict.

Section 4. This ordinance shall become effective on 20th day of October, 2009.

AMENDING CHAPTER 30

AN ORDINANCE AMENDING THE GREENSBORO CODE OF ORDINANCES
WITH RESPECT TO ZONING, PLANNING AND DEVELOPMENT

(Editor's Note: Added text shown with underlines and deleted text shown with strikethroughs.)

Section 1. That Section 30-5-2.37, Family Care Homes, is hereby amended by adding new Subsections (C) and (D) to read as follows:

(C) *Nonconforming uses*: All nonconforming family care homes existing on December 15, 2009 shall be allowed to continue as legal nonconforming uses subject to the provisions of Section 30-4-11. Furthermore, all nonconforming family care homes:

- (1) may not be expanded in size; and
- (2) may not be re-established at such nonconforming location if they discontinue the use.

(D) *Discontinuation of nonconforming uses*: The most recently established family care home which is not in compliance with subsection (B) above shall be discontinued within **two years** from the effective date of this amendment.

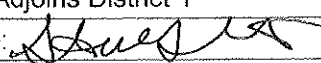
Section 3. All ordinances in conflict with the provisions of this ordinance are repealed to the extent of such conflict.

Section 4. This ordinance shall become effective on 20th day of October, 2009.



City of Greensboro
City Council
Agenda Item

TITLE: Annexation Request - Ordinance annexing territory to the corporate limits – 71.38-acre contiguous annexation of the Gateway University Research Park property located at 2901 East Lee Street.

Department:	Planning	Meeting Date:	12/15/09
Contact 1:	Dick Hails	Public Hearing:	Yes
Phone:	373-2922	Advertising Date/ Advertised By:	
Contact 2:	Steve Galanti	Council District:	Adjoins District 1
Phone:	373-2918	Authorized Signature:	
Attachments:	Attachment A: "PL(P)09-06" map		

PURPOSE:

Gateway University Research Park has petitioned the City for annexation of their property located at 2901 East Lee Street. The City Council is required to hold a public hearing on this petition before considering its approval.

BACKGROUND:

This annexation is considered contiguous since it abuts the primary city limits along its western boundary. This property is within the top priority Tier 1 Growth Area (2007-2013) on the Growth Strategy Map in the Comprehensive Plan. This site is currently served by City Station #53 on Willow Road and is within the City's Standard of Coverage to deploy sufficient fire department resources that meet current performance objectives. Water service is available by connecting to the existing 12-inch water line located within East Lee Street or the existing 12-inch water line located within East Florida Street Extension. Sewer service is available by connecting to the existing 21-inch sewer outfall that crosses this site. The Police Department estimates it can provide service with little difficulty at the current staffing levels. Provision of other City services will involve a travel distance almost equal to that necessary to provide service to the previously-annexed property to the west.

BUDGET IMPACT:

Initial service will be absorbed in the budget, but future service will have an incremental effect on future budgets.

RECOMMENDATION / ACTION REQUESTED:

The Technical Review Committee (TRC) recommended this annexation to the Planning Board and to City Council. The Planning Board recommended this annexation at its July meeting on a vote of 5-0.

Accordingly, it is recommended that on December 15, 2009, the City Council hold a public hearing to receive public comment and to consider adoption of an ordinance annexing the above-mentioned property into the City of Greensboro.

ATTACHMENT A

~~PL(P) 09-06~~

SHARPE RD



City of Greensboro
City Council
Agenda Item

TITLE: Original Zoning Request – 2901-3205 East Lee Street (North side of Lee Street, south of McConnell Road and the terminus of East Florida Street) – Gateway University Research Park

Department:	Planning Department	Meeting Date:	December 15, 2009
Contact 1:	Richard Hails	Public Hearing:	Yes
Phone:	373-2922	Advertising Date / Advertised By:	12/03/2009 and 12/10/2009/City Clerk
Contact 2:	Rawls Howard	Council District:	District 1
Phone:	373-2748	Authorized Signature:	<i>RW Hails</i>
Attachments:	Attachment A: Vicinity Map (PL (Z) 09-16) Attachment B: Draft minutes of the November 9, 2009 Zoning Commission Meeting Attachment C: Zoning Staff Report		

PURPOSE:

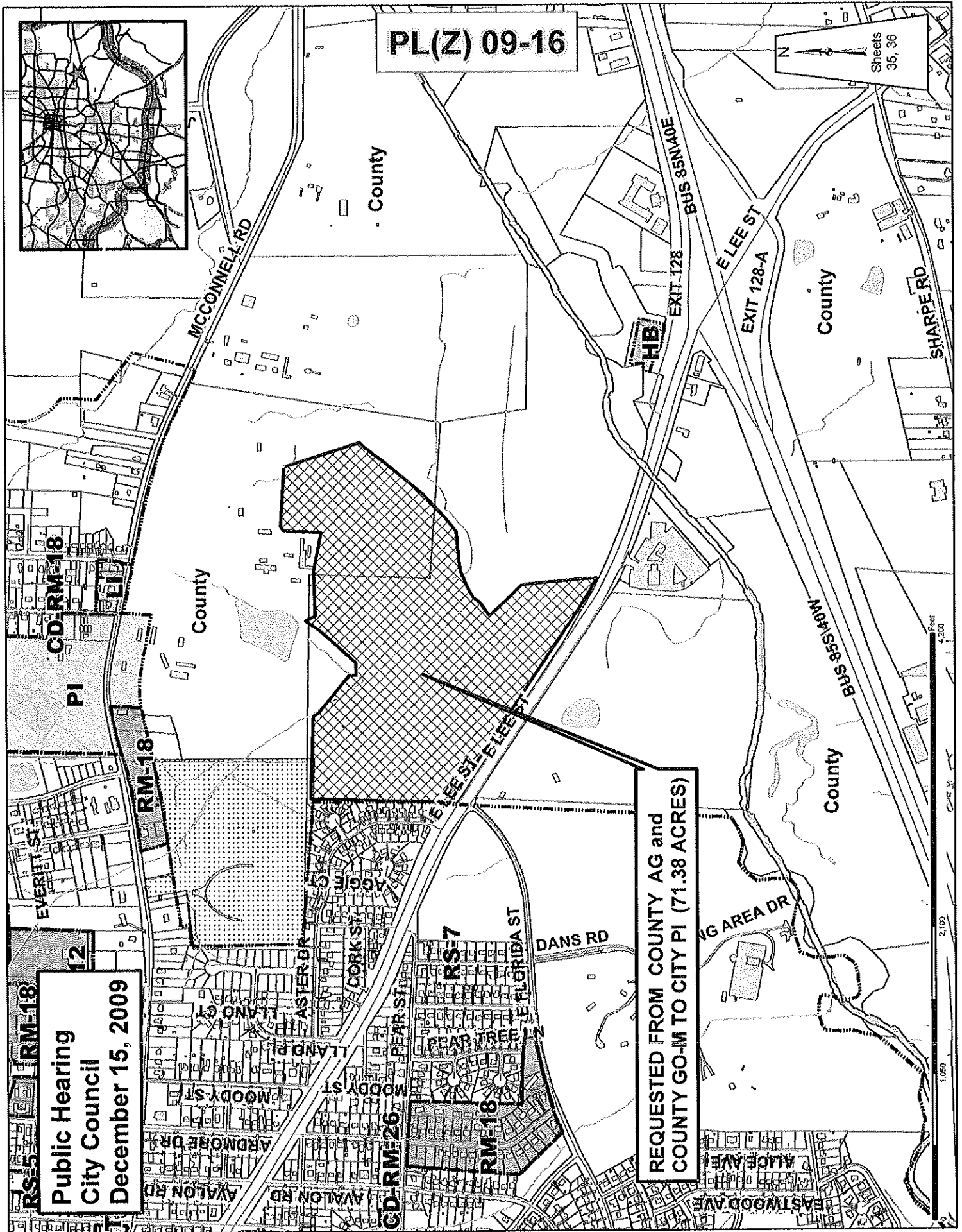
John Merrill, agent for Gateway University Research Park applied for **City PI (Public and Institutional)** original zoning designation for property located at 2901-3205 East Lee Street, generally described as the north side of Lee Street, south of McConnell Road and the terminus of East Florida Street. The Zoning Commission voted on this application on **November 9, 2009**. Since this is an original zoning request accompanying an annexation request, the City Council will conduct a public hearing to consider this application on **December 15, 2009**.

BACKGROUND:

Following a public hearing on November 9, 2009, the Zoning Commission voted 8 to 0 to recommend **approval** of this request. 1 person spoke in opposition to and 3 in favor of this proposal. (See Attachment B: Draft Minutes of November 9, 2009 Zoning Commission Meeting). This original zoning application is tied to an accompanying annexation petition. It should also be noted that NC General Statutes do not allow conditional zoning on state owned property.

RECOMMENDATION / ACTION REQUESTED:

The Planning Department recommends **approval** of the ordinance



PL(Z) 09-16

Sheets
35, 36

County

County

County

County

REQUESTED FROM COUNTY AG and
COUNTY GO-M TO CITY PI (71.38 ACRES)

Public Hearing
City Council
December 15, 2009

ATTACHMENT B

DRAFT MINUTES OF THE NOVEMBER 9, 2009 ZONING COMMISSION MEETING (PL (Z) 09-16)

Rawls Howard described the subject property, as well as surrounding properties, and noted issues in the staff report.

Chair Trapp asked if there was anyone wishing to speak on this matter.

John Merrill, read the statement of property owner notification into the record. They have met with the area residents and made some changes to accommodate their concerns. He pointed out that there are 3 members on the Advisory Committee that come from the community.

Derek Allen, #1 West Pack Square, Suite 1403, Asheville, NC, representing the applicant, stated that this is a joint research campus between NCA&T and UNCG. The plans are for a nanoscience school and there have been meetings with the surrounding residents and businesses. This is a state-owned property and the state guidelines must be followed. He gave a PowerPoint presentation which gave more in-depth information on the proposed plans.

Sharon Hightower, Advisory Committee and President of the College Park Neighborhood Association, stated that there have been periodic neighborhood meetings and after learning more about the plans for the property, have determined that this is a workable situation for the community. Their main concern relates to any hazardous materials and chemical storage on the property. The developers have also agreed to build a brick wall to separate this facility from the nearby residential neighborhood. There is also some concern about the changes in the property taxes for the residents of the area.

Chair Trapp asked if there was anyone wishing to speak in opposition to this matter.

Mary Ann Adams, 22 Aggie Court, stated that there are concerns about the park being built across the street, because of safety issues for the children in this neighborhood and an increase in noise pollution. She also pointed out that there is not currently enough housing for the proposed students and faculty associated with the facility, as well as parking and transit issues to this area. She would like to see these issues addressed.

Carrie Reeves, GDOT, stated that there are plans for an addition of a traffic light and sidewalks in this immediate area.

Dick Hail stated that the Comprehensive Plan designates this area as Mixed Use Corporate Park and an activity center. Public Institutional is a type of non-residential development that is felt conforms with that designation and there are a number of Comprehensive Plan policies related to this request, ensuring adequate supply of land to accommodate economic development, ensure adequate land is zoned, infrastructure is available for business development, identify underutilized properties and expedite opportunities for development, encourage reinvestment infill to different sites, balanced

against protecting neighborhoods from negative impacts of adjacent development. Therefore, staff recommends approval of the request.

Mr. Johnson stated that the Greensboro Zoning Commission believes that its action to approve the zoning amendment, located at the north side of Lee Street, south of McConnell Road and the terminus of East Florida Street from County AG and County GO-M to City PI to be consistent with the adopted Connections 2025 Comprehensive Plan and considers the action taken to be reasonable and in the public interest because it is consistent with the Growth at the Fringe Goal to promote sound and sustainable land use patterns, it is consistent with the Economic Development Goal to promote a healthy, diversified economy and it is consistent with the Community Facilities Goal to provide community facilities in a cost effective manner to meet citizens' needs, seconded by Mr. Wright. The Commission voted 8-0 in favor of the motion. (Ayes: Trapp, Kinser, Eckard, Miller, Johnson, Wright, Hayworth, and Skenes. Nays: None.)



PLZ 09-16

**City of Greensboro Planning Department
Zoning Staff Report and Plan Amendment Evaluation**

City Council Hearing Date: December 15, 2009

GENERAL INFORMATION

APPLICANT	John Merrill for Gateway University Research Park
HEARING TYPE	Original Zoning
REQUEST	County GO-M (General Office-Moderate Intensity) and County AG (Agriculture) to City PI (Public and Institutional).
CONDITIONS	None
LOCATION	2901-3205 East Lee Street , generally described as the north side of Lee Street, south of McConnell Road and the terminus of East Florida Street
PARCEL ID NUMBER (S)	Multiple
PUBLIC NOTIFICATION	The notification area for this public hearing was 600 feet (Chapter 30-9-1.2 of the City Ordinance requires notification of the owner of that parcel of land and the owners of all parcels of land adjoining and contiguous to that parcel of land as shown on the County tax listing). 59 notices were mailed to those property owners in the mailing area.
TRACT SIZE	~71.38 acres
TOPOGRAPHY	Rolling
VEGETATION	Wooded and partly landscaped

SITE DATA

Existing Use	Office complex										
	<table><thead><tr><th>Adjacent Zoning</th><th>Adjacent Land Uses</th></tr></thead><tbody><tr><td>N County AG (Agriculture)</td><td>A &T Farms</td></tr><tr><td>E County AG (Agriculture)</td><td>Undeveloped</td></tr><tr><td>W City RS-7(Residential-Single Family)</td><td>Single-family dwellings</td></tr><tr><td>S County AG (Agriculture)</td><td>Undeveloped</td></tr></tbody></table>	Adjacent Zoning	Adjacent Land Uses	N County AG (Agriculture)	A &T Farms	E County AG (Agriculture)	Undeveloped	W City RS-7(Residential-Single Family)	Single-family dwellings	S County AG (Agriculture)	Undeveloped
Adjacent Zoning	Adjacent Land Uses										
N County AG (Agriculture)	A &T Farms										
E County AG (Agriculture)	Undeveloped										
W City RS-7(Residential-Single Family)	Single-family dwellings										
S County AG (Agriculture)	Undeveloped										

Zoning History

Case #	Date	Request Summary
	None	

ZONING DISTRICT STANDARDS**District Summary ***

Zoning District Designation:	Existing (County AG)	Existing (County GO-M)	Requested (PI)
Max. Density:	N/A	N/A	N/A
Typical Uses	Primarily intended to accommodate uses of an agricultural nature including farm residences and farm tenant housing.	Primarily intended to accommodate moderate intensity office and institutional uses, moderate density residential uses at a density of 12.0 units per acre or less, and supporting service and retail uses.	Primarily intended to accommodate mid- and large-sized public, quasi-public and institutional uses which have a substantial land use impact or traffic generation potential. It is not intended for smaller public and institutional uses customarily found within residential areas

**These regulations may not reflect the actual requirements for all situations; see the City of Greensboro Zoning Code for actual regulations for site requirements for this zoning district.*

SPECIAL INFORMATION**Overlay District Ordinance/Historic Preservation – N/A****Environmental/Soils**

Water Supply Watershed	N/A, site drains to S. Buffalo Creek
Floodplains	Onsite. A non-encroachment area is required for all non FEMA mapped streams. The non-encroachment area is either 30ft from top of bank or 5x's the channel width, whichever is greater.
Streams	50ft stream buffer required, first 30ft undisturbed, next 20ft max.50%BUA, no occupied structures allowed. A non-encroachment area is required for all non FEMA mapped streams. The non-encroachment area is either 30ft from top of bank or 5x's the channel width, whichever is greater.
Other:	Stormwater Management Plan on file

Utilities

Potable Water
Waste Water

Airport Noise Cone

The subject property is not located in the Airport Noise Cone.

Landscaping Requirements

Location	Required Planting Yard Type and Rate
North	Type D Yard – minimum width 5'; 2 understory trees per 100'; 18 shrubs per 100'
South	Street Yard - minimum width 8'; 2 canopy tree per 100', 17 shrubs per 100'
East	Type D Yard – minimum width 5'; 2 understory trees per 100'; 18 shrubs per 100'
West	Type B Yard – avg. width 30'; 3 canopy trees per 100'; 5 understory trees per 100'; 25 shrubs per 100'

Tree Preservation Requirements

Acreage	Requirements
71.38 ac.	15% of tract size. Tree Preservation for this project is being addressed at TRC, Plan # 2009-1220.

Transportation

Street Classification:	E. Lee Street – Major Thoroughfare, Florida Street Extension – Major Thoroughfare.
Site Access:	Existing.
Traffic Counts:	E. Lee Street ADT = 14,863 (2007).
Trip Generation:	N/A.
Sidewalks	Sidewalks are a requirement of the Development Ordinance. 5' sidewalk with a 5' grass strip is required along both sides of thoroughfares. 5' sidewalk with a 3' grass strip is required along one side (at a minimum, collectors may require sidewalk on both sides) of all other street types. There is no existing sidewalk along the frontage of this development nor are there any plans for the city to build a sidewalk.
Transit in Vicinity	No.
Traffic Impact Study (TIS)	No, not required per TIS Ordinance.
Street Connectivity	N/A.
Other	N/A.

IMPACT ANALYSIS**Land Use Compatibility**

The proposed **PI** (Public and Institutional) zoning would allow land uses that are compatible with the general character of the area.

Connections 2025 Comprehensive Plan Policies

The Generalized Future Land Use Map designates this location as **Mixed Use Corporate Park**. The requested **PI** (Public and Institutional) zoning district is consistent with this GFLUM designation.

Connections 2025 Written Policies

Economic Development Goal: Promote a healthy, diversified economy with a strong tax base and opportunities for employment, entrepreneurship and for-profit and non-profit economic development for all segments of the community, including under-served areas such as **East Greensboro**.

POLICY 7C: Ensure that city land use policies and regulations allow for an adequate supply of land to accommodate economic development.

POLICY 7C.1: Ensure that adequate land is zoned and has infrastructure available for the various stages of business development.

POLICY 7C.3: Identify brownfield sites and underutilized/abandoned properties and buildings and expedite opportunities for development.

Reinvestment/Infill Goal: Promote sound investment in Greensboro's urban areas, including Center City, commercial and industrial areas, and neighborhoods.

POLICY 4C: Promote new patterns and intensities of use to increase economic competitiveness and enhance quality of life in urban areas.

POLICY 4C.1: Establish standards for and promote new forms of compact development.

Connections 2025 Map Policies

Mixed Use Corporate Park: This designation is intended for large tracts of undeveloped land near the City's fringe that are appropriate for well planned, larger scale business/employment parks with supporting uses such as retail, hotels, and residential. Primary uses such as office, flex office, technology research and development, light manufacturing, distribution, and assembly should be placed in a campus-like or "corporate park" setting with generous, linked open space to maximize value and to promote visual quality and compatibility with the surrounding area. Pedestrian-friendly features such as buildings placed near the street, sidewalks, and trails leading to nearby uses such as retail and housing should be encouraged.

Institutional: This designation applies to university and college campuses, major medical/health care concentrations, and similar large-scale institutional activity centers.

CONFORMITY WITH OTHER PLANS

City Plans – N/A

Other Plans - N/A

Staff/Agency Comments

Water Resources - No additional comments

Housing and Community Development

Planning

The Generalized Future Land Use Map (GFLUM) designates this location as Mixed Use Corporate Park. This designation is intended for large tracts of undeveloped land near the City's fringe that are appropriate for well planned, larger scale business/employment parks with supporting uses such as retail, hotels, and residential. Primary uses such as office, flex office, technology research and development, light manufacturing, distribution, and assembly should be placed in a campus-like or "corporate park" setting. This is consistent with the applicant's intended use of the site as a research park. The proposed research park is a joint research campus developed in collaboration with North Carolina A&T State University and The University of North Carolina at Greensboro.

This request will be compatible with the surrounding uses since the area immediately surrounding the subject site is being used for some sort of institutional use. To the north of the subject site is the A&T research farm and to the southeast is Barber Park. The subject property consists of approximately 72 acres of land contiguous to, but outside the City limits. This original zoning request is therefore tied to an annexation petition.

If approved, this request will help provide for the efficient provision of public services and facilities as the City expands. It will also provide a development framework for the fringe that guides sound and sustainable patterns of land use.

Staff believes that this request is consistent with the Generalized Future Land Use Map (GFLUM). Staff is also of the opinion that the request will be compatible with the existing development and trend in the surrounding neighborhood.

STAFF RECOMMENDATION**PLANNING**

Staff recommends **approval** of the requested **PI** (Public and Institutional) zoning district.



City of Greensboro
City Council
Agenda Item

TITLE: Financing of Improvements to Greensboro War Memorial Coliseum Complex (Aquatic Center) – Series 2010 Certificates of Participation

Departments:	Finance and Legal	Meeting Date:	December 15, 2009
Contact 1:	Richard Lusk, Finance Director	Public Hearing:	December 15, 2009
Phone:	373-2077	Advertising Date / Advertised By:	December 3, 2009/City Clerk
Contact 2:	Terry Wood, City Attorney	Council District:	5
Phone:	373-2320	Authorized Signature:	<i>R. Lusk</i>
Attachments:	Attachment A – City Council Resolution Requesting Approval by Local Government Commission of Third Supplemental Installment Purchase Agreement to Finance Improvements to Greensboro War Memorial Coliseum Complex		

PURPOSE:

In early 2010 the City plans to issue up to \$7 million in certificates of participation, with a term of up to 20 years, to finance improvements to the Greensboro War Memorial Coliseum Complex for the Greensboro Aquatic Center. Issuance of the certificates is subject to a public hearing (December 15, 2009) and approval by City Council and the Local Government Commission.

BACKGROUND:

This proposed financing provides additional funding for the aquatic center based on the recommended Aquatic Center bid award of \$17,373,961. Total project cost, including design costs, is estimated at \$18,875,000. General Obligation bonds of \$12,000,000 have been allocated to this project requiring additional funding of \$6,875,000 to build the project as designed. The City proposes to issue up to \$7 million in certificates of participation to fund construction and debt issue costs.

The debt will be issued in early 2010 pursuant to an installment financing agreement between the City and the Greensboro Center City Corporation. The rate of interest on this installment financing is projected to average approximately 4.0% through maturity in 2030.

BUDGET IMPACT:

Payment of the debt service on the proposed certificates of participation will be included in future annual budgets, reimbursed from hotel/motel tax funds of the Greensboro/Guilford County Tourism Development Authority. Under current economic conditions, the certificates can be marketed at reasonable rates of interest.

RECOMMENDATION / ACTION REQUESTED:

The Finance and Legal Departments recommend approval of the attached resolution approving the sale of Certificates of Participation by the Greensboro Center City Corporation to finance improvements to the Greensboro War Memorial Coliseum Complex for the Greensboro Aquatic Center, in an amount up to \$7 million.

A regular meeting of the City Council of the City of Greensboro, North Carolina, was held in the City Council Chamber at the Melvin Municipal Office Building, 300 West Washington Street, Greensboro, North Carolina, the regular place of meeting, at 5:30 P.M. on December 15, 2009.

Present: Mayor Bill Knight, presiding, and Councilmembers _____

_____.

Absent: _____.

Also present: Rashad M. Young, City Manager, Richard L. Lusk, Finance Director, A. Terry Wood, City Attorney, and Elizabeth H. Richardson, City Clerk.

* * * * *

Mayor Knight announced that this was the hour and day fixed by the City Council for the public hearing upon the proposed financing, pursuant to a supplement to an existing installment purchase agreement (the "2010 Financing Agreement") between the City and Greensboro Center City Corporation (the "Corporation") of completion of the construction, equipping and furnishing of an aquatics center located at the site of the Greensboro War Memorial Coliseum Complex (the "Coliseum Complex"), and that the City Council would hear anyone who may wish to be heard with respect to the 2010 Financing Agreement.

As a matter of information, the Finance Director of the City described the nature of the improvements to, and renovations of, the Coliseum Complex and the installment payments to be made by the City under the 2010 Financing Agreement.

No one appeared, either in person or by attorney, to be heard with respect to the proposed 2010 Financing Agreement, and the City Clerk announced that no written statement relating to said matter had been received.

NOTE: The preceding page is written on the theory that no person wishes to be heard, either orally or in writing. If the contrary is true, one or more of the following clauses may be added after the last sentence on the preceding page:

except _____, residing at _____, who appeared in person and stated _____.

except _____, Esq., who stated that he represented _____, residing at _____, who wishes to state _____.

except a statement signed by _____ persons, which statement was read and ordered spread upon the minutes, and is as follows: [If any written statement is filed it should be inserted in full in the minutes at this point, including names of signers, if such insertion is practicable].

All of the foregoing statements were duly considered by the City Council. In any event, remove this page from the proceedings prior to their certification.]

Thereupon Mayor Knight introduced the following resolution, a copy of which had been provided to each Councilmember, which was read by title and summarized by the Finance Director:

RESOLUTION DIRECTING FILING OF APPLICATION FOR APPROVAL
BY LOCAL GOVERNMENT COMMISSION OF A SUPPLEMENTAL INSTALLMENT
PURCHASE AGREEMENT WITH GREENSBORO CENTER CITY CORPORATION
TO FINANCE IMPROVEMENTS TO THE GREENSBORO WAR
MEMORIAL COLISEUM COMPLEX

BE IT RESOLVED by the City Council (the "City Council") of the City of Greensboro, North Carolina:

Section 1. The City Council does hereby find, determine and declare as follows:

(a) The City of Greensboro, North Carolina (the "City") proposes to finance the completion of the construction, equipping and furnishing of an aquatics center (the "Project") located at the site of the Greensboro War Memorial Coliseum Complex (the "Coliseum Complex"), pursuant to a supplement to an existing installment purchase agreement (the "2010 Financing Agreement") with the Greensboro Center City Corporation (the "Corporation") under which the Corporation will finance the Project, and the City will make Installment Payments (as set forth in the 2010 Financing Agreement) in amounts sufficient to pay the principal and interest with respect to Certificates of Participation (2010A Greensboro Coliseum Complex Improvement Project), (the "2010 Certificates"), to be issued and sold by the Corporation for the purposes of financing the Project, it being the express intention of the City Council that only the principal amount of 2010 Certificates necessary to accomplish the purposes stated in the 2010 Financing Agreement will be issued (estimated not to exceed \$7,000,000 principal amount).

(b) The Project is necessary in order to better accommodate those members of the public wishing to participate and attend events at the Coliseum Complex.

(c) Based on advice from the City's financial advisor as to current tax-exempt interest rates, the sums to fall due under the 2010 Financing Agreement are not excessive for its stated purposes; moreover, the estimated cost of the Project is not excessive.

(d) The City Attorney has rendered an opinion that the proposed undertakings are authorized by law and are purposes for which public funds may be expended pursuant to the Constitution and laws of the State of North Carolina.

(e) The 2010 Financing Agreement, under the circumstances presently obtaining, is preferable to a general obligation bond issue or revenue bond issue for this purpose. Voting general obligation bonds for this purpose will result in unacceptable delay and additional cost to the City.

(f) The estimated cost of financing the Project pursuant to the 2010 Financing Agreement compares reasonably with an estimate of similar cost for general obligation bond financing therefor. The primary difference in cost results from higher issuance costs, but this amount is insignificant when compared to the total cost of financing the Project.

(g) The debt management policies of the City have been carried out in strict compliance with law, including the filing of all required audits and reports with the Local Government Commission, and the City is within its statutory debt limit and is not in default with respect to any of its outstanding indebtedness.

(h) The City estimates that no increase in the property tax rate will be required to raise sums to pay the estimated debt service to fall due under the 2010 Financing Agreement for all of its stated purposes.

(i) The City has made timely payment of all sums owed by it with respect to the payment of principal of and interest on all of its outstanding debt obligations and has received no notice from the Local Government Commission or any holder concerning the City's failure to make any required payment of debt service.

Section 2. The Local Government Commission is hereby requested to approve the proposed 2010 Financing Agreement pursuant to the provisions of Article 8 of Chapter 159 of the General Statutes of North Carolina and the selection of the following professionals who comprise the financing team, and such other professionals as may be required or useful and acceptable to the LGC, to assist the City in connection with such financing:

Co-Bond Counsel:	Sidley Austin LLP
	The Steve Allen Law Firm
Underwriter for the 2010 Certificates	Wells Fargo Securities
Financial Advisor	DEC Associates, Inc.;

Section 3. The Finance Director is directed to complete all applications and execute all other documents required in connection with obtaining such Local Government Commission approval.

Section 4. All actions heretofore taken by the City Manager and the Finance Director in connection with the 2010 Financing Agreement and the 2010 Certificates are hereby ratified and confirmed.

Section 5. This resolution shall take effect immediately upon its passage.

Thereupon the City Attorney announced that he had approved as to form the foregoing resolution.

Thereupon, upon motion of Councilmember _____, seconded by Councilmember _____, the foregoing resolution was passed by roll call vote as follows:

Ayes: Councilmembers _____

_____.

Noes: _____.

Mayor Knight thereupon announced that the foregoing resolution has passed by a vote of _____ to _____.

* * * * *

I, Elizabeth H. Richardson, City Clerk of the City of Greensboro, North Carolina, DO HEREBY CERTIFY that the foregoing is a true copy of so much of the proceedings of the City Council of said City at a regular meeting held on December 15, 2009 as relates in any way to the holding of a public hearing on the 2010 Financing Agreement described in said proceedings and the passage of the resolution set forth in said proceedings.

I HEREBY FURTHER CERTIFY that a schedule of regular meetings of said City Council, stating that regular meetings of said City Council are held in the City Council Chamber

at the Melvin Municipal Office Building, 300 West Washington Street, Greensboro, North Carolina, on the first and third Tuesdays of each month at 5:30 P.M., except that, if any such regular meeting day is a legal holiday, such meeting shall not be held, has been on file in my office as of a date not less than seven days before the date of said meeting in accordance with G.S. 143-318.12.

WITNESS my hand and the corporate seal of said City, this ____ day of December, 2009.

City Clerk

[SEAL]



City of Greensboro City Council Agenda Item

TITLE: Greensboro Aquatic Center/ ACC Hall of Champions Entrance ; Contract 2009-080

Department:	Engineering & Inspections	Meeting Date:	December 1, 2009
Contact 1:	Butch Shumate (Eng & Inspections)	Public Hearing:	N/A
Phone:	412-5794	Advertising Date / Advertised By:	N/A
Contact 2:	Matt Brown (Coliseum)	Council District:	5
Phone:	373-7406	Authorized Signature:	<i>[Signature]</i>
Attachments:	None		

PURPOSE:

City Council is being requested to approve a contract for the construction of the Greensboro Aquatic Center and ACC Hall of Champions Entrance.

BACKGROUND:

On October 22, 2009 bids were received for contract 2009-080 for the construction of the Greensboro Aquatic Center and the renovation of the northwest and southwest exterior façade of the Special Events Center for the new ACC Hall of Champions entrance consisting of metallic and glass panels. To take advantage of cost savings the Coliseum decided to implement this project as part of the Aquatic Center contract. Shelco Inc. is the apparent low bidder with a bid amount of \$20,821,000.00 including selected alternates.

	Base Bid Amount	Alternate 1: ACC Hall of Champions	Alternates 4,8,9,10,11,12,14
Shelco, Inc.	\$19,780,000.00	\$950,000.00	\$91,000.00
Barnhill Contracting	\$20,560,000.00	\$996,000.00	\$276,800.00
Frank L. Blum	\$20,300,970.00	\$773,069.00	\$168,282.00
Hickory Construction	\$20,300,000.00	\$840,000.00	\$63,000.00
LeChase Construction	\$20,250,000.00	\$963,000.00	\$348,000.00
New Atlantic Contracting	\$21,097,000.00	\$1,050,000.00	\$234,000.00
Rentenbach	\$21,400,000.00	\$1,000,000.00	\$66,000.00

Staff has worked with the designers and Shelco, Inc. to "value engineer" \$2,497,039.00 out of the scope of work without impacting the functionality of the pools or the ability of the Coliseum to attract major events and offer the "Learn to Swim Programs". The final negotiated price includes \$17,373,961 for the Aquatic Center construction and \$950,000 for the ACC Hall of Champions entrance for a total contract amount of \$18,323,961. The projected construction completion is spring 2011.

BUDGET IMPACT:

Funding for this contract is available in account 524-7501-01.6013 (ACC Hall of Champions) and account 525-7501-01.6013 (Aquatic Center), subject to adoption of the attached budget ordinance.

RECOMMENDATION / ACTION REQUESTED:

It is recommended by the Facilities Division that (1) City Council authorize the City Manager to enter into a contract to authorize the Greensboro Aquatic Center/ACC Hall of Champions Entrance construction, Contract

Agenda Item: 13 + 14

2009-080 with Shelco, Inc. for the base bid plus selected alternates in the amount of \$18,323,961 once the Guilford County Commissioners approve the use of the City Capital Fund to retire debt for the Aquatic Center, and (2) adopt the attached budget ordinance in the amount of \$6,875,000, amending the Parks & Recreational Facilities Bond Fund – Aquatic Center, Series 2010.

**ORDINANCE AMENDING PARKS & RECREATIONAL FACILITIES BOND FUND –AQUATIC
CENTER (SERIES 2010) CAPITAL PROJECT BUDGET**

Section 1

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That the Parks & Recreational Facilities Bond Fund – Aquatic Center Capital Project Budget of the City of Greensboro is amended, as follows:

<u>Account No.</u>	<u>Description</u>	<u>Amount</u>
525-7501-01.6013	Aquatic Center	\$6,875,000

And, that this increase is financed by the following revenue:

<u>Account No.</u>	<u>Description</u>	<u>Amount</u>
525-7501-01.9000	Certificates of Participation	\$6,875,000

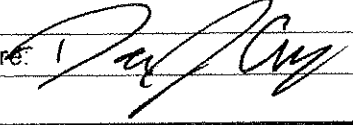
Section 2

And, that this ordinance should become effective upon adoption.



City of Greensboro
City Council
Agenda Item

TITLE: Neighborhood Stabilization Program – Purchasing Agent Contract Award

Department: Housing and Community Dev.	Meeting Date: Dec. 15, 2009
Contact 1: Dan Curry, Acting Director	Public Hearing: No
Phone: 373-2751	Advertising Date / Advertised By:
Contact 2: Cynthia Blue, Housing Planner	Council District:
Phone: 433-7376	Authorized Signature: 

Attachments:

PURPOSE: City Council is requested to authorize a contract with Gate City Company, a non-profit subsidiary of the Community Foundation of Greater Greensboro, for Purchasing Agent services funded by the Neighborhood Stabilization Program grant. Their role will be to acquire approximately 20 foreclosed, abandoned or blighted properties at the City's direction, manage property inventory, and dispose of property at the City's direction. The contract will provide for reimbursement of acquisition, holding, demolition and disposition costs plus a service delivery fee. The City will retain an appropriate security interest in the property.

BACKGROUND:

The Neighborhood Stabilization Program grant of \$2.625 million awarded by the NC Department of Commerce, Division of Community Assistance, was approved by City Council and the budget ordinance was established in July 2009. The plan for use of funds included a provision for Purchasing Agent services to assist the City in acquisition, holding and disposition of foreclosed, abandoned or blighted property, as eligible under the program guidelines.

HCD staff conducted an advertised request for proposals process and solicited 106 vendors from the NC Department of Administration's Historically Underutilized Businesses database, the City's M/WBE vendor list, and known interested businesses. We received only one proposal from the Gate City Company. However, several firms with the known capacity and knowledge to carry out the project declined to submit because they would prefer to work as developers under the grant program. We have received approval of our solicitation process from the state awarding agency and they have cleared us to award the contract.

BUDGET IMPACT:

No new impact on budget. The \$2.65 million dollar NSP grant program has \$1,063,500 in budgeted funds related to property acquisition, demolition and disposition.


RECOMMENDATION / ACTION REQUESTED:

City Council is asked to authorize execution of a contract with Gate City Company for up to \$1,063,500 for reimbursement of acquisition, holding, demolition, and disposition costs of approximately 20 properties including a service delivery fee of \$5,000 per property for a two year period.



City of Greensboro
City Council
Agenda Item

TITLE: Neighborhood Stabilization Program – Section 3 Plan

Department:	Housing and Community Dev.	Meeting Date:	Dec. 15, 2009
Contact 1:	Dan Curry, Acting Director	Public Hearing:	No
Phone:	373-2751	Advertising Date / Advertised By:	
Contact 2:	Cynthia Blue, Housing Planner	Council District:	
Phone:	433-7376	Authorized Signature:	
Attachments:	Local Economic Benefit for Low- and Very Low-Income Persons Plan for Neighborhood Stabilization Program		

PURPOSE: City Council is requested to approve a Local Economic Benefit for Low and Very Low Income Persons Plan (also known as a Section 3 Plan) for projects and services funded by the Neighborhood Stabilization Program grant. The resolution attached is a requirement of the grant funds.

BACKGROUND:

The Neighborhood Stabilization Program grant of \$2.625 million awarded by the NC Department of Commerce, Division of Community Assistance, was approved by City Council in July 2009. The Division of Community Assistance requires that a plan be established for notification of eligible residents and contractors of job or contracting opportunities funded by the grant. The attached plan is a minimum level of notification. The City intends to use as additional sources: postings to its online websites for Neighborhood Stabilization Program and American Recovery and Reinvestment Act grants, as well as coordination with the Greensboro Housing Authority's Section 3 identification process, which is currently undergoing revision. Additional outreach and training opportunities will be considered for companies seeking to qualify as developers under the program.

BUDGET IMPACT:

No impact on budget.

RECOMMENDATION / ACTION REQUESTED:

City Council is requested to approve the Local Economic Benefit for Low and Very Low Income Persons Plan for the Neighborhood Stabilization Program Grant.

**Local Economic Benefit for Low- and Very Low-Income Persons Plan for
Neighborhood Stabilization Program**

Grant number: 08-N-1888

To ensure that, to the greatest extent possible, contracts for work are awarded to business concerns located or owned in substantial part by persons residing in the Section 3 covered area, as required by Section 3 of the Housing and Urban Development Act of 1968, the City/County/Town of Greensboro has developed and hereby adopts the following Plan:

This Section 3 Plan shall apply to services needed in connection with the grant including, but not limited to, businesses in the fields of planning, consulting, design, building construction/renovation, maintenance and repair, etc.

This Section 3 covered project area for the purposes of this grant program shall include the City/County/Town of Greensboro and portions of the immediately adjacent area.

When in need of a service, the City/County/Town will identify suppliers, contractors or subcontractors located in the Section 3 area. Resources for this identification shall include the NC Department of Administration's Historically Underutilized Businesses database. Word of mouth recommendation shall also be used as a source.

The City/County/Town will include the Section 3 clause in all contracts executed under this Neighborhood Stabilization Program. Where deemed necessary, listings from any agency noted above shall be included as well as sources of subcontractors and suppliers.

The prime contractor selected for major public works facility or public construction work will be required to submit a Section 3 Plan which will outline his/her work needs in connection with the project. Should a need exist to hire any additional personnel, the Guilford County Employment Security Commission shall be notified and referred to the contractor.

Each contract for housing rehabilitation under the program, as applicable, for jobs having contracts in excess of \$100,000 shall be required to submit a Section 3 Plan. This Plan will be maintained on file in the grant office and shall be updated from time to time or as the grant staff may deem necessary.

Early in our project, prior to any contracting, major purchases or hiring, we will develop a listing of jobs, supplies and contracts likely to be utilized during the project. We will then advertise in our local newspaper an advertisement, prominently located as a display advertisement, the pertinent information regarding the project including all Section 3 required information.

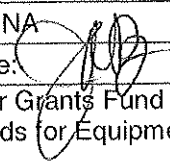
Adopted this _____ day of _____, 20__.

(Chief Elected Official)



City of Greensboro
City Council
Agenda Item

TITLE: 2009 US DEPARTMENT OF HOMELAND SECURITY GRANT (Urban Search and Rescue Team)

Department: Fire	Meeting Date: 12/15/2009
Contact 1: Michael Rogers	Public Hearing: No
Phone: 373-2387	Advertising Date: NA
Contact 2: David Spears	Advertised By: NA
Phone: 373-2187	Authorized Signature: 
Attachments: Attachment A: Ordinance Amending State, federal, and Other Grants Fund Budget for the Appropriation of Department of Homeland Security Grant Funds for Equipment (USAR)	

PURPOSE

The Greensboro Fire Department received a pass through grant from the State of North Carolina and the United States Department of Homeland Security in the amount of \$50,000. The grant will be administered by the City of Greensboro Fire Department. A budget amendment needs to be approved by the City Council to permit expenditure of the funds.

BACKGROUND

The United States Department of Homeland Security has made grant funds available to local agencies to prepare for natural and man-made disasters. The Greensboro Fire Department will purchase equipment and in accordance with the Memorandum of Agreement between the City of Greensboro and the North Carolina Department of Crime Control and Public Safety, Division of Emergency Management. Reimbursement request will be submitted to the State of North Carolina according to the terms of the Memorandum of Agreement. The expenditure of these funds will enhance the response capabilities of the Greensboro Fire Department and the Urban Search and Rescue Team through the purchase of specialized equipment and that will benefit the businesses and citizens of Greensboro and North Carolina.

BUDGET IMPACT

This item will not cost the City of Greensboro any additional funds.

RECOMMENDATION/ACTION REQUESTED

It is recommended that the City Council adopt the attached budget ordinance establishing funding in the amount of \$50,000 in grant funds from the State of North Carolina and the United States Department of Homeland Security for specialized equipment and training for the Urban Search and Rescue Team.

Attachment A

ORDINANCE AMENDING STATE, FEDERAL AND OTHER GRANTS FUND BUDGET FOR THE
APPROPRIATION OF DEPARTMENT OF HOMELAND SECURITY
GRANT FUNDS FOR EQUIPMENT FOR URBAN SEARCH AND RESCUE TEAM

Section 1

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That the State, Federal, and Other Grants Fund Budget of the City of Greensboro is hereby amended as follows:

That the appropriation to the State, Federal and Other Grants Fund be increased as follows:

<u>Account</u>	<u>Description</u>	<u>Amount</u>
220-4088-01.5239	Miscellaneous Supplies	\$30,000
220-4088-01.5520	Seminar/Training Expenses	<u>\$20,000</u>
TOTAL:		\$50,000

And, that this increase be financed by increasing the following State, Federal, and Other Grants Funds accounts:

<u>Account</u>	<u>Description</u>	<u>Amount</u>
220-4088-01.7100	Federal Grant	<u>\$50,000</u>
TOTAL:		\$50,000


Section 2

And, that this ordinance should become effective upon adoption.



City of Greensboro
City Council
Agenda Item

TITLE: 2009 US DEPARTMENT OF HOMELAND SECURITY GRANT (Regional Response Team)

Department:	Fire	Meeting Date:	12/15/2009
Contact 1:	Michael Rogers	Public Hearing:	No
Phone:	373-2387	Advertising Date:	NA
Contact 2:	David Spears	Advertised By:	NA
Phone:	373-2187	Authorized Signature:	
Attachments:	Attachment A: Ordinance Amending State, Federal, and Other Grants Fund Budget for the Appropriation of Department of Homeland Security Grant Funds for Equipment Regional Response Team		

PURPOSE

The Greensboro Fire Department received a pass through grant from the State of North Carolina and the United States Department of Homeland Security in the amount of \$135,714. The grant will be administered by the City of Greensboro Fire Department. A budget amendment needs to be approved by the City Council to permit expenditure of the funds.

BACKGROUND

The United States Department of Homeland Security has made grant funds available to local agencies to prepare for natural and man-made disasters. The Greensboro Fire Department will purchase equipment and conduct training in accordance with the Memorandum of Agreement between the City of Greensboro and the North Carolina Department of Crime Control and Public Safety, Division of Emergency Management. Reimbursement request will be submitted to the State of North Carolina according to the terms of the Memorandum of Agreement. The expenditure of these funds will enhance the response capabilities of the Greensboro Fire Department the Hazardous Materials Regional Response Team through the purchase of specialized equipment and training that will benefit the businesses and citizens of Greensboro and North Carolina.

BUDGET IMPACT

This item will not cost the City of Greensboro any additional funds.

RECOMMENDATION/ACTION REQUESTED

It is recommended that the City Council adopt the attached budget ordinance establishing funding in the amount of \$135,714 in grant funding from the State of North Carolina and the United States Department of Homeland Security for specialized equipment and training for the Regional Response Team.

Attachment A

ORDINANCE AMENDING STATE, FEDERAL AND OTHER GRANTS FUND BUDGET FOR THE
APPROPRIATION OF DEPARTMENT OF HOMELAND SECURITY
GRANT FUNDS FOR EQUIPMENT FOR REGIONAL RESPONSE TEAM

Section 1

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That the State, Federal, and Other Grants Fund Budget of the City of Greensboro is hereby amended as follows:

That the appropriation to the State, Federal and Other Grants Fund be increased as follows:

<u>Account</u>	<u>Description</u>	<u>Amount</u>
220-4089-01.5239	Miscellaneous Supplies	\$100,714
220-4089-01.5520	Seminar/Training Expenses	<u>\$ 35,000</u>
TOTAL:		\$135,714

And, that this increase be financed by increasing the following State, Federal, and Other Grants Funds accounts:

<u>Account</u>	<u>Description</u>	<u>Amount</u>
220-4089-01.7100	Federal Grant	<u>\$135,714</u>
TOTAL:		\$135,714

Section 2

And, that this ordinance should become effective upon adoption.



City of Greensboro
City Council
Agenda Item

TITLE: Federal Forfeiture Grant for Computer Forensic Lab Equipment Upgrade, Training & Software

Department:	Police	Meeting Date:	12/15/09
Contact 1:	K. M. Moore	Public Hearing:	No
Phone:	373-2352	Advertising Date:	NA
Contact 2:	D. K. Ingram	Advertised By:	NA
Phone:	373-2453	Authorized Signature:	<i>James A. Blackburn</i>
Attachments:	Ordinance Amending State, Federal, and Other Grants Fund Budget for the Appropriation of Federal Forfeiture Funds for the Computer Forensic Lab Equipment Upgrade, Training & Software		

PURPOSE:

Title 21, United States Code, Section 881 (e) allows local law enforcement agencies to share in the proceeds from the sale of seized assets and cash from certain criminal investigations. These funds will allow for the purchase of Computer Forensic Lab Equipment Upgrade, Software & Training. A budget amendment needs to be approved by the City Council to permit expenditure of the funds.

BACKGROUND:

The purpose of this project is to upgrade Computer Forensic Lab equipment, software and provide training to support the ongoing mission of the Greensboro Police Department in ensuring the competence of high tech investigations in the Criminal Investigations Division. Within the Criminal Investigations Division, the Fraud Squad investigates all cases involving financial crimes, which include forgery, fraud and false pretense. Investigations also pertain to technology related crimes, including internet crimes against children, and computer examinations. An essential responsibility of this unit is to stay abreast of changing technology relating to investigative tools and training offering practical experience in a wide array of computer forensics situations that are applicable to investigations.

These expenditures have been confirmed to be allowable under Federal Forfeiture Guidelines.

BUDGET IMPACT:

There is no budget impact. Federal Forfeiture Funds will cover all expenses.

RECOMMENDATION/ACTION REQUESTED:

The attached ordinance, in the amount of \$150,000 in Federal Forfeiture Funds to contribute to the purchase of Computer Forensic Lab Equipment Upgrade, Software & Training is recommended to Council for approval.

ORDINANCE AMENDING STATE, FEDERAL AND OTHER GRANTS FUND BUDGET FOR THE
APPROPRIATION OF NC CONTROLLED SUBSTANCE TAX FUNDS TO FUND COMPUTER
FORENSIC LAB EQUIPMENT UPGRADE, SOFTWARE & TRAINING

Section 1

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That the State, Federal and Other Grants Fund Budget of the City of Greensboro is hereby amended as follows:

That the appropriation for the State, Federal and Other Grants Fund be increased as follows:

<u>Account</u>	<u>Description</u>	<u>Amount</u>
220-3582-01.5114	Cellular Phones	\$ 12,000
220-3582-01.5212	Computer Software	\$ 22,500
220-3582-01.5213	Office Supplies	\$ 1,000
220-3582-01.5235	Small Tools & Equipment	\$ 61,530
220-3582-01.5520	Seminar/Training Expenses	\$ 39,970
220-3582-01.5621	Maintenance & Repair-Equipment	\$ 1,000
220-3582-01.5841	Lease Purchase Payments-Equipment	\$ 12,000
Total		\$ 150,000

and, that this increase be financed by increasing the following State, Federal and Other Grants Fund accounts:

<u>Account</u>	<u>Description</u>	<u>Amount</u>
220-3582-01.7104	Federal Forfeiture Funds	\$ 150,000
Total		\$ 150,000

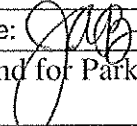
Section 2

And, that this ordinance should become effective upon adoption.



City of Greensboro
City Council
Agenda Item

TITLE: Request to approve budget amendment

Department:	Parks & Recreation	Meeting Date:	December 15, 2009
Contact 1:	Cindy Hipp	Public Hearing:	No
Phone:	373-2234	Advertising Date / Advertised By:	N/A
Contact 2:	John Hughes	Council District:	District 2
Phone:	373-2964	Authorized Signature:	
Attachments:	Ordinance amending State, Federal and Other Grants Fund for Parks & Recreation Department Seniors Title III-D Grant		

PURPOSE:

A division of the Piedmont Triad Council of Governments, the Area Agency on Aging is responsible for planning, developing, implementing and coordinating aging services for seven counties in the Piedmont Triad (Alamance, Caswell, Davidson, Guilford, Montgomery, Randolph, and Rockingham) and their 171,268 residents age 60 and older. It is a part of a larger aging network created by the Older American's Act of 1965 dedicated to improving the lives of older Americans nationwide. The Title III-D Disease Prevention/Health Promotion Program is administered through the Piedmont Triad Council of Governments. The Parks & Recreation Department has been awarded \$3,000 in grant funds to purchase program supplies for the Smith Senior Center. The department has also been awarded an additional \$1,500 in grant funds which will be used to allow assisted living residents the opportunity to participate in our adapted Greater Greensboro Senior Games. A budget amendment needs to be approved by City Council to permit the expenditures of these additional funds.

BACKGROUND:

The additional grant received totals \$4,500 and requires \$500 of matching funds which Parks & Recreation has available. These funds will be used for program supplies, advertising and instructional fees for the Fit and Strong consultant.

BUDGET IMPACT:

The matching funds of \$500 have been identified and will be transferred out of 101-5006-21.5237 to State, Federal and Other Grants Fund.

RECOMMENDATION / ACTION REQUESTED:

It is recommended that the City Council adopt the attached budget ordinance for the Title III-D Grant in the amount of \$5,000 in the State, Federal and Other Grants Fund for the 2009-10 Fiscal Year.

ORDINANCE AMENDING STATE, FEDERAL AND OTHER GRANTS FUND BUDGET FOR PARKS
AND RECREATION TITLE III-D GRANT

Section 1

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That the State, Federal and Other Grants Fund Budget of the City of Greensboro is hereby amended as follows:

That the appropriation for the State, Federal and Other Grants Fund be increased as follows:

<u>Account</u>	<u>Description</u>	<u>Amount</u>
220-5053-01.5237	Program Supplies	\$ 1,400
220-5053-01.5413	Consultant Services	\$ 1,500
220-5053-01.5221	Advertising	\$ 2,100
Total		\$ 5,000

And, that this increase be financed by increasing the following State, Federal and Other Grants Fund accounts:

<u>Account</u>	<u>Description</u>	<u>Amount</u>
220-5053-01.9101	Transfer from General Fund	\$ 500
220-5053-01.7170	Local Government Grant	\$ 4,500
Total		\$ 5,000

Section 2

And, that this ordinance should become effective upon adoption.



City of Greensboro
City Council
Agenda Item

TITLE: Request to approve budget amendment

Department:	Parks & Recreation	Meeting Date:	December 15, 2009
Contact 1:	Cindy Hipp	Public Hearing:	No
Phone:	373-2234	Advertising Date / Advertised By:	N/A
Contact 2:	John Hughes	Council District:	District 2
Phone:	373-2964	Authorized Signature:	<i>[Signature]</i>
Attachments:	Ordinance amending Federal, State and Other Grants Fund for Parks & Recreation N.C. Senior Center General Purpose Grant		

PURPOSE:

The North Carolina Senior Center General Purpose Grant which is administered through the Piedmont Triad Council of Governments makes grant funds available to recipient organizations to support and develop programming and general operations of senior centers. A division of the Piedmont Triad Council of Governments, the Area Agency on Aging is responsible for planning, developing, implementing, and coordinating aging services for seven counties in the Piedmont Triad (Alamance, Caswell, Davidson, Guilford, Montgomery, Randolph, and Rockingham) and their 171,268 residents age 60 and older. The Parks & Recreation Department has been awarded a grant. A budget amendment needs to be approved by City Council to permit the expenditures of these funds.

BACKGROUND:

The total grant award is for \$5,624 with a contribution of \$4,218 from the Piedmont Triad Council of Governments and a 25% match, totaling \$1,406 which Parks & Recreation has available. These funds will be utilized to purchase program supplies, equipment and professional instructors.

BUDGET IMPACT:

The matching funds of \$1,406 have been identified and will be transferred out of 101-5006-21.5237 to State, Federal and Other Grants Fund.

RECOMMENDATION / ACTION REQUESTED:

It is recommended that the City Council adopt the attached budget ordinance establishing funding for The North Carolina Senior Center General Purpose Grant in the amount of \$5,624 in the State, Federal and Other Grants Fund for the 2009-10 Fiscal Year.

Agenda Item: 21

ORDINANCE AMENDING STATE, FEDERAL AND OTHER GRANTS FUND BUDGET FOR PARKS AND
RECREATION N.C. SENIOR CENTER GENERAL PURPOSE GRANT

Section 1

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That the State, Federal and Other Grants Fund Budget of the City of Greensboro is hereby amended as follows:

That the appropriation for the State, Federal and Other Grants Fund be increased as follows:

<u>Account</u>	<u>Description</u>	<u>Amount</u>
220-5052-01.4140	Roster Wages	\$ 500
220-5052-01.4510	Fica Contribution	\$ 32
220-5052-01.5235	Small Tools and Equipment	\$ 4,624
220-5052-01.5237	Program Supplies	\$ 468
Total		\$5,624

And, that this increase be financed by increasing the following State, Federal and Other Grants Fund accounts:

<u>Account</u>	<u>Description</u>	<u>Amount</u>
220-5052-01.9101	Transfer from General Fund	\$ 1,406
220-5052-01.7170	Local Government Grant	\$ 4,218
Total		\$ 5,624


Section 2

And, that this ordinance should become effective upon adoption.



City of Greensboro
City Council
Agenda Item

TITLE: Ordinance Appropriating Grant Funding for Overtime for FY 09-10 USMS Regional Fugitive Task Force

Department:	Police	Meeting Date:	12/15/09
Contact 1:	K. M. Moore	Public Hearing:	N/A
Phone:	373.2352	Advertising Date / Advertised By:	N/A
Contact 2:	D. K. Ingram	Council District:	N/A
Phone:	373.2453	Authorized Signature:	
Attachments:	Ordinance Amending State, Federal and Other Grants Fund Budget for Appropriation of Overtime for FY 09-10 USMS Regional Fugitive Task Force		

PURPOSE:

To provide reimbursement to the City of Greensboro for overtime hours incurred in order to work in conjunction with the USMS Regional Fugitive Task Force, for the purpose of locating and apprehending fugitives, pursuant with the Presidential Threat Protection Act of 2000. The United States Marshals Service (USMS) receives Asset Forfeiture funding in order to reimburse overtime incurred by state and local investigators who provide full time support to USMS District Fugitive Task Force (DFTF) joint law enforcement task forces. Reimbursement of overtime shall be consistent with the Fair Labor Standards Act. A budget amendment needs to be approved by the City Council to permit expenditure of the funds.

BACKGROUND:

The Greensboro Police Department has entered into an agreement with the US Marshall Service to participate in the USMS Regional Fugitive Task Force. Cases are adopted by the DFTF at the discretion of the District Chief Deputy, and in accordance with the provisions of the Presidential Threat Protection Act, the Adam Walsh Child Protection and Safety Act, and the U. S. Department of Justice. Targeted crimes will primarily include violent crimes against persons, weapons offenses, felony drug offenses, failure to register as a sex offender, and crimes committed by subjects who have a criminal history involving violent crimes, felony drug offenses, and/or weapon offenses. The US Marshals Service has agreed to reimburse the Greensboro Police Department for overtime hours incurred in order to work in conjunction with the USMS Regional Fugitive Task Force. The overtime reimbursement for participating law enforcement officer is capped at no more than \$16,000 for fiscal year 2009-2010.

BUDGET IMPACT:

This program will not require any additional City funding.

RECOMMENDATION / ACTION REQUESTED:

The attached ordinance, appropriating funding in the amount of \$16,000 for the FY 09-10 USMS Regional Fugitive Task Force is recommended to Council for approval.

Agenda Item: 22

ORDINANCE AMENDING STATE, FEDERAL AND OTHER GRANTS FUND BUDGET FOR FEDERAL
FORFEITURE GRANT FOR OVERTIME FOR FY 09-10 USMS REGIONAL FUGITIVE TASK FORCE

Section 1

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That the State, Federal and Other Grants Fund Budget of the City of Greensboro is hereby amended as follows:

That the appropriation for the State, Federal and Other Grants Fund be increased as follows:

<u>Account</u>	<u>Description</u>	<u>Amount</u>
220-3580-01.4210	Overtime	\$16,000
Total		\$16,000

and, that this increase be financed by increasing the following State, Federal and Other Grants Fund accounts:

<u>Account</u>	<u>Description</u>	<u>Amount</u>
220-3580-01.7100	Federal Grant	\$16,000
Total		\$16,000

Section 2

And, that this ordinance should become effective upon adoption.



City of Greensboro
City Council
 Agenda Item

TITLE: 2008 Annexation Water and Sewer Projects - Part 3 (Contract 2008-080)

Department: Engineering & Inspections	Meeting Date: December 15, 2009
Contact 1: Ted Partrick	Public Hearing: N/A
Phone: 373-2308	Advertising Date/Advertised By: N/A
Contact 2: Melinda King	Council District: 3; 5
Phone: 412-6314	Authorized Signature: <i>Ted Partrick</i>
Attachments:	

PURPOSE:

The bids for 2008 Annexation Water and Sewer Projects – Part 3 (Contract 2008-080) have been received. In order for the work to proceed on this contract, City Council approval is required.

BACKGROUND:

This work consists of the installation of approximately 8600 LF of waterlines and 6600 LF of sewer lines with necessary appurtenances along various City streets in annexed areas. The bids were opened on November 11, 2009 and the apparent lowest, responsible bidder is Thomas Stanley Grading with a bid of \$1,207,486.50.

Bids received were:

Thomas Stanley Grading	\$1,207,486.50	Triangle Paving	\$1,342,884.60
M & M Builders	\$1,213,045.13	Virginia Carolina Paving	\$1,409,200.00
Yates Construction	\$1,250,054.30	R.F. Shinn	\$1,473,356.50
Breece Enterprises	\$1,261,037.30	J R Lynch	\$1,798,116.50

The proposed availability date is January 15, 2010 and the proposed date of completion is June 14, 2010.

BUDGET IMPACT:

Account # 503-7019-06.6016 Activity 10072	\$775,299.50
Account # 503-7019-06.6017 Activity 10073	\$432,187.00

RECOMMENDATION / ACTION REQUESTED:

It is recommended by Engineering and Water Resources that City Council approve the bid and award Contract 2008-080 (2008 Annexation Water and Sewer – Part 3) to Thomas Stanley Grading for the bid amount of \$1,207,486.50.

Project Management Report



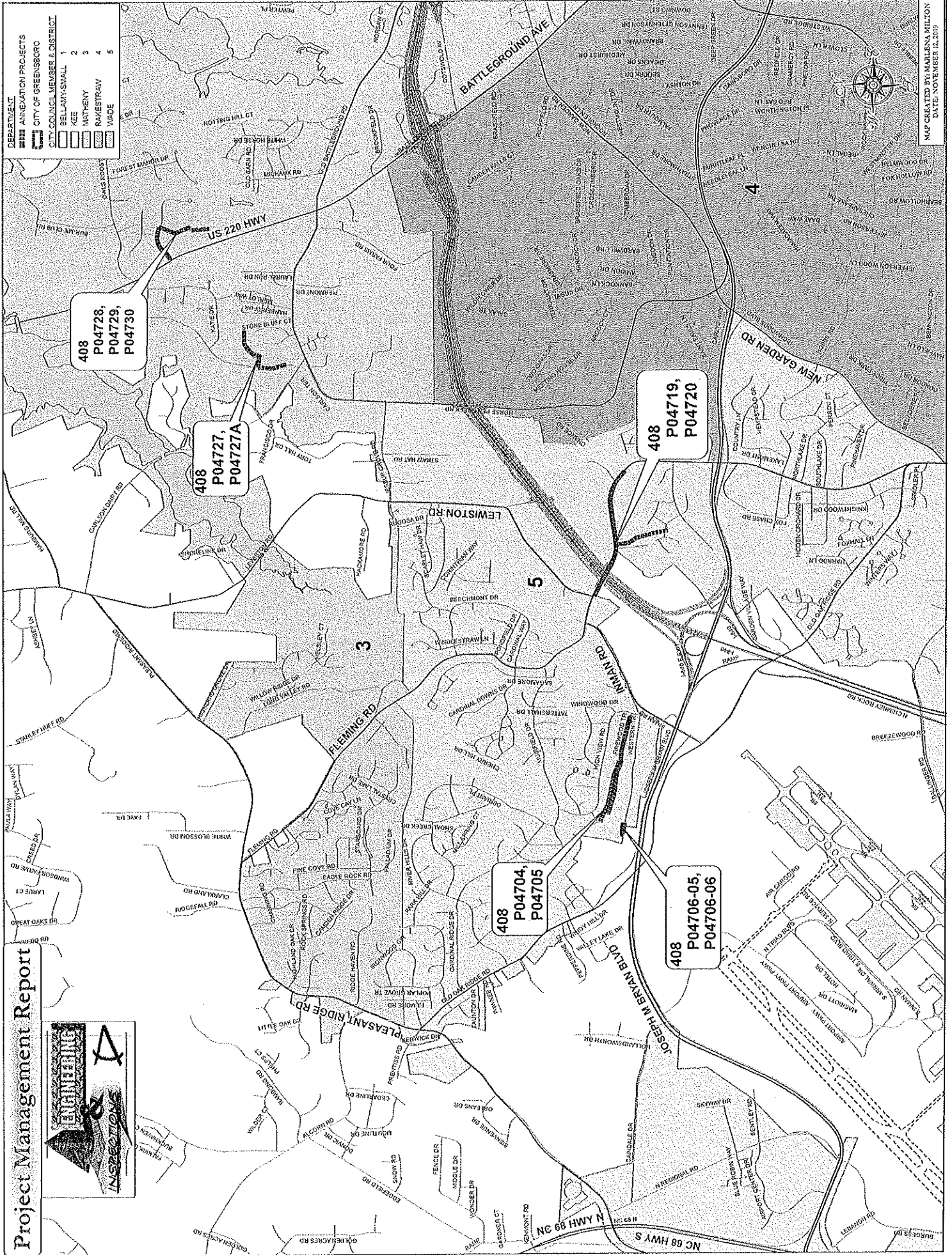
DEPARTMENT

ANNEXATION PROJECTS

CITY OF GREENSBORO

CITY COUNCIL MEMBER & DISTRICT

BELLAMY-SWALL	1
KEE	2
MATHENY	3
RAKESTRAW	4
WADE	5





City of Greensboro
City Council
 Agenda Item

TITLE: Ashland, Inc. Global Encroachment Agreement.

Department:	Engineering & Inspections	Meeting Date:	12-15-2009
Contact 1:	John Gribble	Public Hearing:	N/A
Phone:	Ext. 2464	Advertising Date/Advertised By:	N/A
Contact 2:	Ute Munro	Council District:	District 4
Phone:	Ext. 2726	Authorized Signature:	<i>John Gribble</i>
Attachments:	Two (2) items attached: (1) Global Encroachment Agreement (2) Resolution		

PURPOSE:

Ashland, Inc. has requested a global encroachment agreement to use the City's right-of-way at various locations. When public or private entities request to use the City's right-of-way, it is required that they secure approval by City Council.

BACKGROUND:

Ashland, Inc. has approached the City for approval to encroach into the City's right-of-way in order to serve as the contractor for the North Carolina Department of Environment and Natural Resources (Division of Waste Management). Ashland, Inc. will be taking soil, water, and air samples to ensure local dry cleaners' compliance in regard to the North Carolina Dry-Cleaning Solvent Cleanup Act program. Ashland, Inc. may take other action related to the investigation of surface and subsurface conditions by constructing temporary and permanent monitoring wells. Each location will be approved by appropriate City departments.

BUDGET IMPACT:

There is no budgetary impact.

RECOMMENDATION / ACTION REQUESTED:

Engineering & Inspections Department recommends the approval of the encroachment which will allow Ashland, Inc. to use the City's right-of-way.

Agenda Item: 24

UCM

**NORTH CAROLINA
GUILFORD COUNTY**

GLOBAL ENCROACHMENT AGREEMENT

THIS AGREEMENT, made and entered into this the 11th day of December, 2009, by and between the **CITY OF GREENSBORO**, (hereinafter the "City"); and **ASHLAND INC.**, (hereinafter "Ashland").

WITNESSETH:

THAT WHEREAS, the City owns certain street rights of way located in Greensboro, North Carolina, and Ashland has requested permission, as directed by the North Carolina Department of Environment and Natural Resources (Division of Waste Management), (hereinafter the "Division"), to encroach into the City street rights of way at described locations, to carry out the work set forth on Exhibit A – Statement of Work attached hereto and incorporated herein.

Other conditions:

- (1) Ashland shall attempt to perform any activities at the site(s) in a manner that minimizes interference with use of the site(s) and that of adjoining private owners. Ashland will provide seventy two (72) hours written notice to the City's Engineering and Inspections Department, Utility Coordination, P.O. Box #3136, Greensboro, North Carolina (Tel. 336-373-2424) (Fax. 336-373-2338).
- (2) On conclusion of all activities, Ashland, to the extent practicable, shall restore the site to the original condition it was in prior to any activities conducted by the Division or its contractors. All monitoring wells will be properly abandoned in accordance with applicable laws and regulations, unless other arrangements are agreed to by the City.
- (3) The Division or its contractors shall provide the City notice prior to entering the site for any purpose. Notice will be provided to adjoining property owners in accordance with all applicable state and local laws. In situations that the Division determines to be of an emergency nature, the Division or its contractors shall have immediate access to the site.
- (4) The City shall not willingly destroy, damage, remove, pave over or cover any monitoring wells at the site without prior written consent of the Division or its contractor.
- (5) Ashland guarantees that the encroachment will neither cause a public nuisance nor unreasonable interfere with the use of the streets and sidewalks by the public or public utilities.
- (6) Ashland hereby agrees to indemnify and save harmless the City from any and all damages and claims for damage that may rise by reason of the encroachment in the street right-of-way, and shall remove any or all of the structures from the encroachment space at the request of the City, without any cost to the City. Such request shall not be arbitrary or unreasonable. Ashland further insures the City that it currently has liability insurance in the minimum amount of \$1,000,000 to cover all risks involved with this authorization and that such insurance will remain in full force and effect during the activities hereby authorized.
- (7) Ashland agrees to maintain the encroached upon area in a safe condition.

- (8) Ashland is responsible for locating any and all utilities (public and private) and structures in the encroachment area to prevent damage to the same.
- (9) Ashland, during the construction of the encroachment, for itself, its assignees and successors in interest agrees that its contractor, with regard to the work performed by it during the construction and maintenance of the authorized testing, shall not discriminate against any protected group, including the grounds of race, color, creed, gender, religion, age, disability, or national origin in the selection and retention of subcontractors, including procurements of materials and leases of equipment.
- (10) Ashland shall be responsible for all necessary permits and fees, both annual and job specific, and all permits shall be in the name of Ashland or its contractor.
- (11) Ashland shall also forward to the following named City Department Head all abandonment records, preliminary and final environmental reports, closure reports, and notices and reports from the Division.

Mail to:

City Manager
City of Greensboro
P.O. Box #3136
Greensboro, NC 27402-3136

WITNESS WHEREOF, each of the parties to this agreement has caused the same to be executed in duplicate originals as of the date first written above.

ATTEST:

ASHLAND INC.

By: Thomas F. Dr.
~~Sec.~~/Asst. Sec

By: [Signature] RAY
~~President~~/Vice-President

Corporate Seal

Recommended:

By: _____
Engineering & Inspections Director

ATTESTED BY:

CITY OF GREENSBORO

By: _____
City Clerk

By: _____
City Manager

(This instrument has been pre-audited in the manner required by the Local Government Budget and Fiscal Control Act.)

(Approved as to form and legality)

By: _____
Finance Officer

By: _____
Assistant City Attorney

STATE OF OHIO

COUNTY OF FRANKLIN

I, Brenda K. Muncie, a Notary Public in
and for said County and State, do hereby certify that on this 11th day of
November, 2009, before me personally appeared
Robert Craycraft, Vice President of
Ashland Inc., a Kentucky corporation, personally known to me, or proved to me by
satisfactory evidence to be the person whose name is signed on the preceding attached
record, and acknowledged to me that by authority duly given and as the act of the
corporation s/he signed it voluntarily for its stated purpose.



Brenda K. Muncie
Notary Public, State of Ohio
My Commission Expires 11/29/2011

Brenda K. Muncie
Notary Public

Brenda K. Muncie
Printed Name of Notary Public

My commission expires: 11/29/2011

STATE OF NORTH CAROLINA

COUNTY OF GUILFORD

I, _____, a Notary Public in
and for said County and State, do hereby certify that on this _____ day of
_____, 2009, before me personally appeared
_____, City Clerk/Deputy City Clerk of the City of
Greensboro, personally known to me, or proved to me by satisfactory evidence to be the
person whose name is signed on the preceding attached record, and acknowledged to
me that by authority duly given and as the act of the City of Greensboro, the foregoing
document was signed in its name by its _____, sealed with its
seal, and attested by him/herself as its City Clerk/Deputy City Clerk.

Notary Public

Printed Name of Notary Public

My commission expires: _____

EXHIBIT A
Statement of Work
Access Required on two City of Greensboro Owned Parcels
(IDs#: 00-00-0163-0-0001-00-026 and 00-00-0163-0-0007-00-038) Located along
Belmar Street in Greensboro, North Carolina

Ashland Inc. and their consultant (ARCADIS) are working with representatives from the North Carolina Department of Environment and Natural Resources (NCDENR) to identify potential source(s) of low-concentration chemicals within a tributary to South Buffalo Creek in near Belmar Street, between Rowe Street and W. Florida Street (Figures 1 and 2). Relatively low concentrations of two chemicals tetrachloroethene (<5.0 to 45 µg/L) and trichloroethene (<5.0 to 15 µg/L) are present in samples collected in a few surface water samples collected in July and August 2009. There are several potential industrial sources of these chemical in the nearby area, and Ashland is leading an investigative to identify the responsible party(s).

Temporary Monitor Well Installation

This work includes the installation of up to eight temporary shallow groundwater sampling points, each to be installed to depths of approximately 6 to 8 feet below ground surface (ft bgs) on the two referenced parcels located along Belmar Street in Greensboro, North Carolina (Figure 1) to further evaluate the potential source and direction of the referenced chemicals. The borings will be advanced through the surficial saprolite layer using either a stainless steel hand augur or small Geoprobe® style drill rig. A temporary well screen and pre-packed filter pack will be placed within each borehole to assist with the collection of representative, low-turbidity samples. After sample collection, the pre-packed screens will be removed from the hole, and then bentonite pellets or chips will be placed in the borehole to within 6 inches of ground surface. Native soil will be packed into the upper 6-inches of the borehole to match the existing ground surface.

Between each boring all drilling equipment (all downhole equipment and any tools used at the surface) will be properly cleaned using a steam-powered pressure washer. Any residual soil cuttings from the boreholes, wash waters, and residual groundwater will be contained in drums or buckets, removed from the site, and if required, properly disposed.

The horizontal and vertical coordinates of all temporary monitoring points will be surveyed following installation using a North Carolina licensed land surveyor.

This Statement of Work includes the installation of temporary well points only. Ashland or its representatives will contact the City of Greensboro at a later date in the event permanent wells are required as part of a second scope of work. It would be our intention to perform that work as a later phase, but included within this same encroachment agreement.

Underground Utilities Survey

Ashland Inc. will evaluate the potential for underground utilities within these parcels prior to performing any intrusive activities. The underground utility survey will include registering the work with NC1Call (Phone: 811), review and drawings (if available) provided by the City of Greensboro, and discuss the work with City of Greensboro representatives and other local utility companies.

RESOLUTION AUTHORIZING GLOBAL ENCROACHMENT AGREEMENT WITH
ASHLAND, INC. INTO THE CITY'S RIGHT-OF-WAY ON VARIOUS STREETS
PURSUANT TO THE NORTH CAROLINA SOLVENT CLEANUP ACT

WHEREAS, ASHLAND, Inc. has requested that the City permit the taking of soil, water, and air samples throughout the city and the surrounding area to conduct testing pursuant to Agreement with the North Carolina Department of Environmental and Natural Resources;

WHEREAS, ASHLAND, Inc. has requested to take other actions related to the investigation of surface or subsurface conditions and taking response actions necessary to mitigate any threat to human health or the environment such as construction for the installation of temporary and permanent test wells on various streets;

WHEREAS, ASHLAND, Inc. is requesting that the Global Encroachment Agreement be approved so that this work may be done without repeated Council approval subject to the approval of City departments;

WHEREAS, ASHLAND, Inc. has agreed to enter into this Agreement with the City of Greensboro which, among other things, will indemnify the City from any claim or damages that may occur due to the installation of the monitoring wells;

WHEREAS, it is deemed in the best interest of the City to permit the encroachment by entering into the Global Encroachment Agreement presented herewith this day.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That the Mayor and City Clerk are hereby authorized to extend on behalf of the City of Greensboro the Global Encroachment Agreement with ASHLAND, Inc., to permit work on various streets throughout the City all in accordance with the terms and conditions set out therein and in the Global Encroachment Agreement presented herewith this day.

The foregoing resolution was adopted
By the City Council of the City of
Greensboro, NC on

_____, 2009

City Clerk



City of Greensboro
City Council
Agenda Item

TITLE: Hornaday Road & Bridge Construction – Contract 2007-011 – Correction Memo

Department: Engineering & Inspections	Meeting Date: December 15, 2009
Contact 1: Ted Partrick	Public Hearing:
Phone: 373-2308	Advertising Date/Advertised By:
Contact 2: Renee Saul	Council District: 5
Phone: 373-2101	Authorized Signature: <i>Ted Partrick</i>
Attachments: Original Resolution 249-09	

PURPOSE: To correct the account numbers and dollar amount distribution authorized for Contract 2007-011, Hornaday Road & Bridge Construction.

BACKGROUND: Contract 2007-011 was approved by City Council on 10/20/2009, Resolution Number 249-09, in the amount of \$5,803,579.99 and awarded to Dane Construction, Inc. The account number information is incorrect and needs to be amended, and the additional accounts should be booked to the contract by the Finance Department.

BUDGET IMPACT: The following account information needs to be added to the resolution:

Account Number 220-4564-01.6019 Activity 05124, in the amount of \$3,177,844.35;
Account Number 441-6002-01.6014 Activity 08087, in the amount of \$2,410,020.55;
Account Number 441-6002-01.6015 Activity A10132, in the amount of \$215,715.09.

RECOMMENDATION / ACTION REQUESTED: It is recommended by Engineering & Inspections that Resolution 249-09 be corrected to reflect the correct account distribution for the funding of Contract 2007-011, Hornaday Road & Bridge Construction.

249-09

RESOLUTION APPROVING BID AND AUTHORIZING EXECUTION OF CONTRACT NO.
2007-011 WITH DANE CONSTRUCTION FOR THE HORNADAY ROAD AND BRIDGE
CONSTRUCTION

WHEREAS, after due notice, bids have been received for the Hornaday Road and Bridge construction;

WHEREAS, Dane Construction, a responsible bidder, has submitted the low base and alternate bid in the total amount of \$5,803,579.99 as general contractor for Contract No. 2007-011, which bid, in the opinion of the City Council, is the best bid from the standpoint of the City.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That the bid hereinabove mentioned submitted by Dane Construction is hereby accepted, and the Mayor and City Clerk are hereby authorized to execute on behalf of the City of Greensboro a proper contract to carry the proposal into effect, payment to be made in the amount of \$5,803,579.99 from Account No. 220-4564-01.6019, Activity 05124.

The foregoing resolution was adopted
by the City Council of the City of
Greensboro, NC on

10-20-09
Eugene H. Dickason
City Clerk



City of Greensboro
City Council
Agenda Item

TITLE: Gateway Gardens/Greensboro Beautiful, Inc. Grant for Initial Irrigation and Landscaping and Contract Amendment

Department: Parks and Recreation

Meeting Date: 12/15/2009

Contact 1: Dr. Anthony Wade

Public Hearing: No

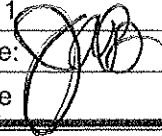
Phone: 373.2574

Advertising Date /
Advertised By: n/a

Contact 2: Dan Maxson

Council District: 1

Phone: 412.6225

Authorized Signature: 

Attachments: Gateway Gardens/Greensboro Beautiful Grant, Inc. Ordinance

PURPOSE: Greensboro Beautiful, Inc. (GBI) has awarded the Parks and Recreation Department \$322,903. The donation represents the funds required to proceed with initial landscaping and irrigation at Gateway Gardens. A budget amendment needs to be approved by the City Council to permit expenditure of the funds.

BACKGROUND: On December 16, 2008, Council approved an agreement with GBI for the construction and development of Gateway Gardens. On February 3, 2009 Council approved Ordinance #09-32 in which GBI granted the City \$946,813.08 towards Phase I construction. As part of the original agreement, GBI agreed to directly fund the landscaping and irrigation project through a separate and private contract. In recent months it was determined that the City of Greensboro would administer and manage the bid process including MWBE certification and participation.

The City is now in receipt of bids for the initial irrigation and landscaping for the Children's Garden, Heritage Garden, and Rain Garden. Through a direct donation GBI will provide the full amount of \$317,903 plus \$5,000 contingency for the full low bid from Valley Crest.

BUDGET IMPACT: These are non-matching grant funds from GBI representing the full amount needed for the initial landscaping and irrigation project. No additional City funds are needed.

RECOMMENDATION / ACTION REQUESTED: It is recommended that the City Council authorize the City Manager to execute an amendment to the GBI agreement in which the irrigation and landscaping contract would be administered by the City and adopt the attached budget ordinance in the amount of \$322,903.

ORDINANCE AMENDING STATE, FEDERAL AND OTHER GRANTS FUND BUDGET FOR PARKS AND
RECREATION GATEWAY GARDENS/GBI GRANT

Section 1

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That the State, Federal and Other Grants Fund Budget of the City of Greensboro is hereby amended as follows:

That the appropriation for the State, Federal and Other Grants Fund be increased as follows:

<u>Account</u>	<u>Description</u>	<u>Amount</u>
220-5033-02.6019	Other Improvements	<u>\$322,903</u>
TOTAL:		\$322,903

and, that this increase is financed by increasing the following State, Federal and Other Grants Fund account:

<u>Account</u>	<u>Description</u>	<u>Amount</u>
220-5033-02.8620	Donations and Private Contributions	<u>\$322,903</u>
TOTAL:		\$322,903

Section 2

And, that this ordinance should become effective upon adoption



City of Greensboro

City Council

Agenda Item

TITLE: Contract Number 2009-108, Gateway Gardens Phase 1 Landscaping - Irrigation

Department:	Engineering & Inspections	Meeting Date:	December 15, 2009
Contact 1:	Butch Shumate (Eng & Inspections)	Public Hearing:	N/A
Phone:	412-5794	Advertising Date/ Advertised By:	N/A
Contact 2:	Dan Maxson, Parks and Recreation	Council District:	1
Phone:	412-6225	Authorized Signature:	<i>[Signature]</i>
Attachments:	None		

PURPOSE: The bids of Contract 2009-000 for the construction of the Gateway Gardens Phase 1 Landscaping and Irrigation have been received. In order for the work to proceed on this contract, City Council approval is required.

BACKGROUND: Gateway Gardens will be located at 2800 Lee Street. This project is a joint effort between the City of Greensboro and Greensboro Beautiful Inc. (GBI) to have a botanical gardens and visitor's center at the east end of Lee and Florida Street.

Staff, along with representatives from GBI has worked with Cline Design and Associates to deliver a project that is designed and built around themes to meet the community needs and which enhances the surrounding area for future development. Bids for this portion of the project were received on November 03, 2009. The following is an account of all the bids received.

		<u>Alternates</u>			
	Base Bid	A-1	A-2	A-3	A-4
Gilmore Landscaping	\$619,537.00	\$21,000.00	\$28,439.00	\$27,500.00	\$100,000.00
Valley Crest	\$295,518.00	\$5,629.00	\$10,615.00	\$6,141.00	\$-4,031.00
Dunlap Lawn Service	\$349,569.00	\$1,200.00	\$8,322.00	\$10,843.00	\$12,213.00

Through conversations with GBI and Parks and Recreation it was decided that Valley Crest base bid plus alternates 1, 2, and 3 of \$317,903.00 would be accepted and submitted for City Council approval. The start of construction is planned to start as the current Phase 1 construction concludes in early March 2010 with an anticipated completion of late summer 2010.

BUDGET IMPACT: This landscaping and irrigation project portion will be completed with donated funds from GBI which are located in City of Greensboro Account Number 220-5033-01.6019.

RECOMMENDATION / ACTION REQUESTED: Engineering & Inspections requests that City Council approve the bid and award the contract for the construction of Gateway Gardens Phase 1 Landscaping Irrigation installation for \$317,903.00.



City of Greensboro
City Council
Agenda Item

TITLE: Approval of the Memorandum of Understanding for Phase 2 and Phase 3 of the Triad Regional Technology Plan

Department: Transportation Department	Current Date: November 24, 2009
Contact 1: Adam Fischer	Public Hearing: N/A
Phone: 373-2861	Advertising Date: N/A
Contact 2: Libby James	Advertised By: N/A
Phone: 373-2820	Authorized Signature:
Attachments: None	

PURPOSE:

As part of the efforts to provide seamless mobility in the Triad Region, the City Council approved the Memorandum of Understanding for Phase 1 of the Triad Regional Technology Plan. One year later, the transit systems represented in the Triad Region, including the Greensboro Transit Authority, successfully implemented a single paratransit software system (Phase 1). In order to proceed with the implementation of Phases 2 & 3, City Council approval is needed.

BACKGROUND:

The High Point Transit System (Hi-Tran), Greensboro Transit Authority (GTA), and the Piedmont Authority for Regional Transportation (PART), along with Guilford County Transportation (GCT) have agreed to cooperatively implement the transit information and management portion of the Triad Regional Intelligent Transportation System (ITS) Deployment Plan. The ITS Deployment Plan provides needed integration of technologies to allow seamless regional transit coordination. The ITS Deployment Plan is scheduled for completion in three phases. Phase 1 has been completed and has been live within the Triad Region since April 2007. Phases 2 and 3 will consist of fixed route scheduling, routing and trip planning software as well as an interactive voice response (IVR) telephone system. Phase 2 and 3 are due for completion by Fall 2010.

In March 2006 and April 4, 2006, the GTA Board and City Council, respectively, approved the Triad Regional ITS Deployment Plan and approved the MOU authorizing GTA to proceed with Phase 1. In June 24, 2008, the GTA Board approved the MOU authorizing GTA to proceed with Phases 2 & 3 (pending City Council approval).

BUDGET IMPACT:

The City's share is based on the number of software licenses being purchased and an equal share of the hardware, implementation, and training costs. Each transit system in the Region will also be

responsible for an equal share of the on-going operational costs of the project. The City's estimated project costs for Phases 2 & 3 are as follow:

	Total	State	Local
Phase 2:	\$215,330	\$193,797	\$11,845
Phase 3:	\$268,650	\$241,789	\$13,250
Total Phases 2 & 3	\$484,010	\$435,586	\$25,095

Due to the fact that budgeted funds to support Phase 1 will support the City's share of estimated project costs for the total project (including Phase 2 &3), no additional funding is needed.

RECOMMENDATION / ACTION REQUESTED:

It is requested that the City Council approve the Memorandum of Understanding (MOU) for the Triad Region Mobility Master Software and Hardware Project, and authorize the City Manager and Clerk of this Municipality are hereby empowered to sign and execute the Agreement for Phases 2 & 3.



City of Greensboro
City Council
Agenda Item

TITLE: Loans and Grants for City Council Approval

Department: Housing and Community Development

Meeting Date: December 2, 2009

Contact 1: Dan Curry

Public Hearing:

Phone: 373-2028

Advertising Date:

Contact 2: Abby Feinstein

Advertised By:

Phone: 373-2109

Authorized Signature:

Attachment 1: Lead Safe Housing and Rehabilitation

Attachment 2: Willow Oaks Phase II Loan Program

PURPOSE: On March 1, 2005, the City Council adopted a resolution that required Council approval of loans and grants over \$10,000. Attached are brief summaries of these proposed loans and/or grants.

BACKGROUND: City Council has requested that the City Manager include on the regular Council Consent Agenda all loans and grants in excess of \$10,000.00 which are to be disbursed through the City budget as direct loans or grants, or pass through loans or grants on the recommendation of agencies, non-profits, or other organizations acting on behalf of the City, for final approval before such funds are disbursed. Attached is the information on the loans/grants Council has before it tonight.

RECOMMENDATION/ACTION REQUESTED: The City Council is requested to consider the approval of these loans/grants.

Lead Safe Housing

Agency Making Recommendation	Dept. of Housing and CD
Loan/Grant Program	Lead Safe Housing Program
Source of Funding	CDBG/HUD
Entity Receiving the Loan/Grant	Andrew Clark
Amount of the Loan/Grant	\$8,175 HUD Lead Remediation <u>\$1,572 CDBG Lead Remediation</u> \$11,697 Total
Purpose of the Loan/Grant	Lead Remediation: Rental
Terms of the Loan/Grant	Lead Remediation: Grant
Location	1901 Grove Street

Agency Making Recommendation	Dept. of Housing and CD
Loan/Grant Program	Lead Safe Housing Program
Source of Funding	CDBG/HUD
Entity Receiving the Loan/Grant	Ganim Properties
Amount of the Loan/Grant	\$25,910 HUD Lead Remediation <u>\$7,640 CDBG Lead Remediation</u> \$33,550 Total
Purpose of the Loan/Grant	Lead Remediation: Rental
Terms of the Loan/Grant	Lead Remediation: Grant
Location	688 Chestnut Street

Agency Making Recommendation	Dept. of Housing and CD
Loan/Grant Program	Lead Safe Housing Program
Source of Funding	CDBG/HUD
Entity Receiving the Loan/Grant	David Blakewood
Amount of the Loan/Grant	\$11,170 HUD Lead Remediation <u>\$4,429 CDBG Lead Remediation</u> \$15,599 Total
Purpose of the Loan/Grant	Lead Remediation: Rental
Terms of the Loan/Grant	Lead Remediation: Grant
Location	2507 Glenhaven Drive

Agency Making Recommendation	Dept. of Housing and CD
Loan/Grant Program	Lead Safe Housing Program
Source of Funding	CDBG/HUD
Entity Receiving the Loan/Grant	Douglas Wade
Amount of the Loan/Grant	\$12,900 HUD Lead Remediation \$ 4,400 CDBG Lead Remediation \$17,300 Total
Purpose of the Loan/Grant	Lead Remediation: Rental
Terms of the Loan/Grant	Lead Remediation: Grant
Location	909/911 Hackett Street

Agency Making Recommendation	Dept. of Housing and CD
Loan/Grant Program	Guilford County Scattered Site
Source of Funding	Guilford County Scattered Site/Duke Energy Help Funds
Entity Receiving the Loan/Grant	Emma James
Amount of the Loan/Grant	\$9,250 Duke Energy Help Funds \$27,450 Guilford County Scattered Site \$36,700 Total
Purpose of the Loan/Grant	Homeowner Rehabilitation
Terms of the Loan/Grant	8 Yr. Forgivable Loan
Location	6314 Hickory Hollow Rd Jamestown, NC

Agency Making Recommendation	Dept. of Housing and CD
Loan/Grant Program	NCHFA Single Family Rehab
Source of Funding	NCHFA Single Family Rehab
Entity Receiving the Loan/Grant	Pearl Willard
Amount of the Loan/Grant	\$15,805 NCHFASFR \$15,805 Total
Purpose of the Loan/Grant	Homeowner Rehabilitation
Terms of the Loan/Grant	8 Yr. Forgivable Loan
Location	6806 Ivy Lane

Agency Making Recommendation	Dept. of Housing and CD
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Agency Making Recommendation	Dept. of Housing and CD
Loan/Grant Program	Guilford County Scattered Site
Source of Funding	Guilford County Scattered Site/Duke Energy Help Funds
Entity Receiving the Loan/Grant	Shirley McFarland
Amount of the Loan/Grant	\$4,650 Duke Energy Help Funds \$39,985 Guilford County Scattered Site \$44,635 Total
Purpose of the Loan/Grant	Homeowner Rehabilitation
Terms of the Loan/Grant	8 Yr. Forgivable Loan
Location	271 Willow Lake Rd


Attachment 2: Willow Oaks Phase II Loan Program

Agency Making Recommendation	Dept. of Housing and CD
Loan/Grant Program	Willow Oaks Phase II Homeownership
Source of Funding	CDBG/City Bond Funds
Entity Receiving the Loan/Grant	Parker, Shaina, Owner
Amount of the Loan/Grant	\$ 25,000
Purpose of the Loan/Grant	Fund the acquisition cost of lots under the Willow Oaks Phase II Program
Terms of the Loan/Grant	Deferred; Forgivable Loan.
Location	2207 Charles Harshaw Avenue



City of Greensboro
City Council
Agenda Item

TITLE: Budget Ordinance Amendment for U-5162 – Lake Jeanette Road Improvement Project-ARRA

Department: Transportation	Meeting Date: December 15, 2009
Contact 1: Adam Fischer	Public Hearing: N/A
Phone: 373-2861	Advertising Date/Advertised N/A By:
Contact 2: Tyler Meyer	Council District: 3
Phone: 373-2254	Authorized Signature: 
Attachments: Budget Ordinance Amendment for Lake Jeanette Road Improvement Project-ARRA	

PURPOSE

Approval of a budget ordinance amending the budget for construction of roadway and sidewalk improvements to Lake Jeanette Road (NCDOT TIP Number U-5162 / City Contract Number 2008-074).

BACKGROUND

In July 2009 the City of Greensboro entered into a Municipal Agreement for Federal Stimulus Funding in the amount of \$4,125,000 to make roadway and sidewalk improvements to Lake Jeanette Road from Lawndale Drive to North Elm Street/Bass Chapel Road.

In November 2009 the City Council awarded the project for the bid amount of \$2,755,368.40. NCDOT now requests to amend the amount of stimulus funding to equal the awarded bid amount plus 15% for contingencies. NCDOT will reimburse the City for up to \$3,168,673.66 for construction costs.

The Lake Jeanette Road project consists of the construction of medians, curb and guttering, and sidewalks. Work on the project includes clearing, grading, drainage, paving, seeding, traffic signals, and a round-a-bout at Cottage Place. The improvements will enhance walkability, aesthetics and transportation safety.

BUDGET IMPACT

Reduction of initial budget amount by \$956,326 to a total value not to exceed \$3,168,674 in Federal Stimulus STP DA grant funds established under account 221-4501-01.

RECOMMENDATION/ACTION REQUESTED

The Department of Transportation recommends and requests that City Council approve the attached budget ordinance amendment for the Lake Jeanette Road Improvement Project-ARRA.

ORDINANCE AMENDING PROJECT U-5162
LAKE JEANETTE ROAD IMPROVEMENT PROJECT-ARRA

Section 1:

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That the appropriation for the Project U-5162 Lake Jeanette Road Improvement Project-ARRA Project Budget be amended as follows:

<u>Account</u>	<u>Description</u>	<u>Amount</u>
221-4501-01.6014	Street Construction and Paving	\$ -1,510,281
221-4501-01.6015	Sidewalk Construction	\$ 140,650
221-4501-01.5990	Contingency	\$ 413,305
TOTAL		\$ - 956,326

And, that this decrease be financed by reducing the following Project U-5162 Lake Jeanette Road Improvement Project-ARRA Project Budget accounts:

<u>Account</u>	<u>Description</u>	<u>Amount</u>
221-4501-01.7102	Federal ARRA Grant	\$ -956,326
TOTAL:		\$ - 956,326

Section 2:

And, that this ordinance should become effective upon adoption.



City of Greensboro
City Council
Agenda Item

TITLE: Supplemental Municipal Agreement for U-5163 – Elm-Eugene Street Improvement Project-ARRA

Department:	Transportation	Meeting Date:	December 15, 2009
Contact 1:	Adam Fischer	Public Hearing:	NA
Phone:	373-2861	Advertising Date/Advertised By:	NA
Contact 2:	Tyler Meyer	Council District:	1
Phone:	373-2254	Authorized Signature:	
Attachments:	Resolution for Supplemental Municipal Agreement for Elm-Eugene Street Improvement Project-ARRA Budget Amendment for Municipal Agreement for Elm-Eugene Street Improvement Project-ARRA		

PURPOSE

Approve execution of a Supplemental Municipal Agreement with the North Carolina Department of Transportation (NCDOT) and approval of an associated budget ordinance for construction of roadway and sidewalk improvements to South Elm-Eugene Street (NCDOT TIP Number U-5163 / City Contract Number 2008-008).

BACKGROUND

In July 2009, the City of Greensboro entered into a Municipal Agreement for Federal Stimulus Funding in the amount of \$1,485,000 to make roadway and sidewalk improvements to Elm-Eugene Street from JJ Drive to Vandalia Road.

In November 2009, the City Council awarded the project for the bid amount of \$1,430,882. NCDOT now requests to amend the amount of stimulus funding to equal the awarded bid amount plus 15% for contingencies. NCDOT will reimburse the City for up to \$1,645,515 for construction costs.

The Elm-Eugene Street project consists of the construction of medians and continuous sidewalks on the east side of the road. Work on the project includes clearing, grading, paving, seeding, and traffic signal improvements. The improvements will enhance walkability, aesthetics and transportation safety.

BUDGET IMPACT

Increase initial budget amount by \$160,515 to a total value of not to exceed \$1,645,515 in Federal Stimulus STP DA grant funds established under account 221-4502-01.

RECOMMENDATION/ACTION REQUESTED

The Department of Transportation recommends and requests that City Council approve the attached resolution and associated budget amendment authorizing the City Manager to execute the supplemental municipal agreement.

A RESOLUTION BY THE CITY COUNCIL
OF THE CITY OF GREENSBORO, NORTH CAROLINA

A motion was made by _____ and seconded by _____ for the adoption of the following Resolution, and upon being put to a vote was duly adopted:

WHEREAS, the Greensboro Urban Area Metropolitan Planning Organization in its effort to support and implement expenditure of Federal Stimulus Funds for transportation needs in the Greensboro area has directed federal funding to the City of Greensboro for roadway and sidewalk improvements to Elm-Eugene St from JJ Drive to Vandalia Rd; and

WHEREAS, the City of Greensboro and the North Carolina Department of Transportation are to enter into a Supplemental Municipal Agreement in order to receive an additional \$160,514.20 for a total not to exceed \$1,645,514.65 in federal funding; and,

NOW, THEREFORE, BE IT RESOLVED that said project is hereby formally approved by the City Council of the City of Greensboro and that the City Manager and Clerk of this Municipality are hereby empowered to sign and execute the agreement with the North Carolina Department of Transportation for Project U-5163 Elm-Eugene Street Improvement Project-ARRA

I, _____, Clerk of the City of Greensboro, do hereby certify that the foregoing is a true and correct copy of excerpts from the Minutes of the meeting of the City Council duly held on the _____ of _____, 20____.

WITNESS, my hand and the official seal of said Municipality on this the _____ day of _____, 20____.

(SEAL)

CLERK
CITY OF GREENSBORO
NORTH CAROLINA

ORDINANCE AMENDING PROJECT U-5163
ELM-EUGENE STREET IMPROVEMENT PROJECT-ARRA

Section 1:

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That the appropriation for the Project U-5163 Elm-Eugene Street Improvement Project-ARRA Project Budget be amended as follows:

<u>Account</u>	<u>Description</u>	<u>Amount</u>
221-4502-01.6014	Street Construction and Paving	\$ - 80,199
221-4502-01.6015	Sidewalk Construction	\$ 26,082
221-4502-01.5990	Contingency	\$ <u>214,632</u>
TOTAL:		\$ 160,515

And, that this increase be financed by increasing the following Project U-5163 Elm-Eugene Street Improvement Project-ARRA Project Budget accounts:

<u>Account</u>	<u>Description</u>	<u>Amount</u>
221-4502-01.7102	Federal ARRA Grant	\$ <u>160,515</u>
TOTAL:		\$ 160,515

Section 2:

And, that this ordinance should become effective upon adoption.



City of Greensboro
City Council
Agenda Item

TITLE: Supplemental Municipal Agreement for U-5157 – Stimulus Funded Resurfacing Project-ARRA

Department:	Field Operations	Meeting Date:	December 15, 2009
Contact 1:	Dale Wyrick	Public Hearing:	N/A
Phone:	373-2783	Advertising Date/ Advertised By:	NA
Contact 2:	Mike Mabe	Council Districts:	2, 3, & 4
Phone:	373-4987	Authorized Signature:	
Attachments:	Resolution for Supplemental Municipal Agreement for Stimulus Funded Resurfacing Project-ARRA Budget Amendment for Supplemental Municipal Agreement for Stimulus Funded Resurfacing Project-ARRA		

PURPOSE

Approve execution of a Supplemental Municipal Agreement with the North Carolina Department of Transportation (NCDOT) and approval of an associated budget ordinance for resurfacing of streets in Greensboro (NCDOT TIP Number U-5157 / City Contract Number 2009-001).

BACKGROUND

In July 2009 the City of Greensboro entered into a Municipal Agreement for Federal Stimulus Funding in the amount of \$1,500,000 for resurfacing streets in Greensboro.

In November 2009 the City Council awarded the project for the bid amount of \$1,305,991.07. NCDOT now requests to amend the amount of stimulus funding to equal the awarded bid amount plus 15% for contingencies. NCDOT will reimburse the City for up to \$1,501,889.73 for construction costs.

The Resurfacing Project consists of roadway resurfacing along Cone Boulevard: Elm Street to Summit Avenue; and Friendly Avenue: Radiance Drive to Elam Avenue.

BUDGET IMPACT

Increase budget amount by \$1,889.73 to a total value of Not to exceed \$1,501,889.73 in Federal Stimulus STP DA grant funds established under account # 221-4301-01.

RECOMMENDATION/ACTION REQUESTED

The Field Operations Department recommends and requests that City Council approve the attached resolution and associated budget amendment authorizing the City Manager to execute the supplemental municipal agreement.

A RESOLUTION BY THE CITY COUNCIL
OF THE CITY OF GREENSBORO, NORTH CAROLINA

A motion was made by _____ and seconded by _____ for the adoption of the following Resolution, and upon being put to a vote was duly adopted:

WHEREAS, the Greensboro Urban Area Metropolitan Planning Organization in its effort to support and implement expenditure of Federal Stimulus Funds for transportation needs in the Greensboro area has directed federal funding to the City of Greensboro for resurfacing of roadways in Greensboro that are federally classified; and

WHEREAS, the City of Greensboro and the North Carolina Department of Transportation are to enter into a Supplemental Municipal Agreement in order to receive an additional \$1,889.73 for a total not to exceed value of \$1,501,889.73 in federal funding; and,

NOW, THEREFORE, BE IT RESOLVED that said project is hereby formally approved by the City Council of the City of Greensboro and that the City Manager and Clerk of this Municipality are hereby empowered to sign and execute the agreement with the North Carolina Department of Transportation for Project U-5157 Stimulus Funded Resurfacing Project-ARRA

I, _____, Clerk of the City of Greensboro, do hereby certify that the foregoing is a true and correct copy of excerpts from the Minutes of the meeting of the City Council duly held on the _____ of _____, 20____.

WITNESS, my hand and the official seal of said Municipality on this the _____ day of _____, 20____.

(SEAL)

CLERK
CITY OF GREENSBORO
NORTH CAROLINA

ORDINANCE AMENDING PROJECT U-5157
STIMULUS FUNDED RESURFACING PROJECT-ARRA

Section 1:

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That the appropriation for the Project U-5157 Stimulus Funded Resurfacing Project-ARRA Project Budget be amend as follows:

<u>Account</u>	<u>Description</u>	<u>Amount</u>
221-4301-01.5611	Maint & Repair- Streets/Sidewalks	\$- 194,009
221-4301-01.5990	Contingency	<u>\$ 195,899</u>
TOTAL		\$ 1,890

And, that this increase be financed by increasing the following Project U-5157 Stimulus Funded Resurfacing Project-ARRA Project Budget accounts:

<u>Account</u>	<u>Description</u>	<u>Amount</u>
221-4301-01.7102	Federal ARRA Grant	<u>\$ 1,890</u>
TOTAL:		\$ 1,890

Section 2:

And, that this ordinance should become effective upon adoption.



City of Greensboro
City Council
 Agenda Item

TITLE: Reitinger Investment Properties Three, LLC.: Downtown Greenway Ph. 1

Department: Engineering & Inspections	Meeting Date: 12/15/09
Contact 1: Ted Partrick (Eng & Insp.)	Public Hearing: N/A
Phone: 373-2308	Advertising Date/ Advertised By: N/A
Contact 2: Tony Cox (Eng & Insp)	Council District: 1
Phone: 373-2679	Authorized Signature: <i>Ted Partrick</i>
Attachments: Vicinity Map Engineering Records Map 841	

PURPOSE:

The City, in conjunction with Action Greensboro, is in the process of acquiring property for the Downtown Greenway, Phase I. City Council approval is needed to proceed with this acquisition.

BACKGROUND:

Reitinger Investment Properties Three, LLC owns property at 501 W. Lee Street, tax map 19-10-1. The property is adjacent to the east side of the Freeman Mill Road access ramp at W. Lee Street. The owner is conveying to the City a permanent easement area for a portion of the Downtown Greenway having an area of approximately 2,158 square feet and a temporary construction easement with an area of approximately 958 square feet. The easement area contains a 10' wide paved path and retaining wall.

BUDGET IMPACT:

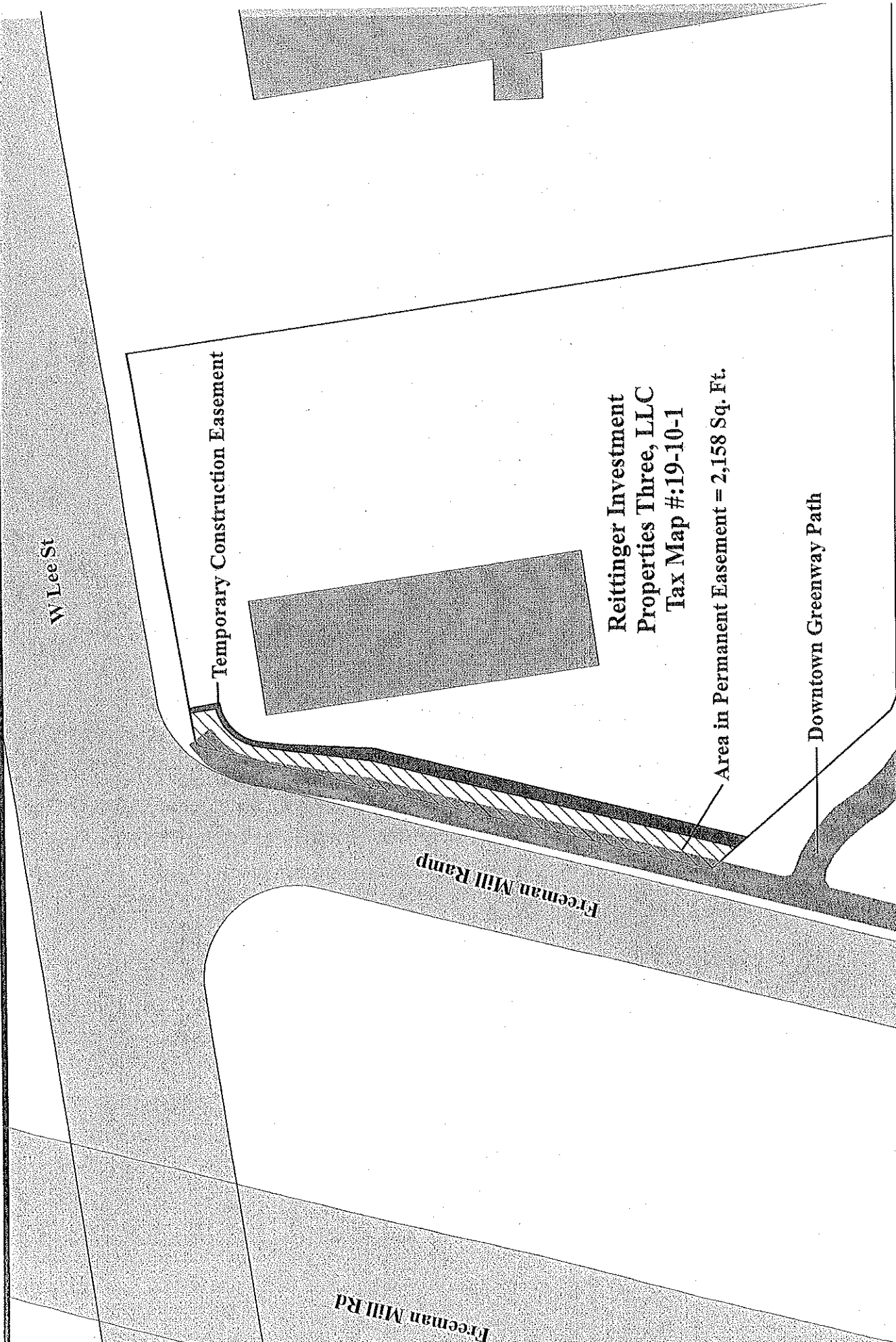
No funding is required from the City of Greensboro.

RECOMMENDATION / ACTION REQUESTED:

The Property Management Section of the Engineering and Inspections Department recommends that City Council approve the acceptance of these easements from Reitinger Investment Properties Three, LLC.

Agenda Item: 35

UCH

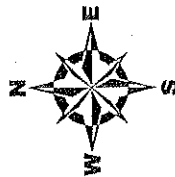


Engineering Records Map 841

Project: # P04898 Downtown Greenway Phase-1
 Owner: Reitinger Investment Properties Three, LLC
 Address: 501 W Lee St
 Tax Map #: 19-10-1

Engineering Records Map 841

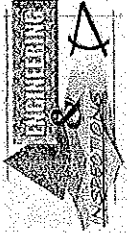
Compiled By: Tracy Peters
 11-9-09





Vicinity Map for 841

Project: # P04898 Downtown Greenway Phase-1
Owner: Reitfänger Investment Properties Three, LLC
Address: 501 W Lee St
Tax Map #: 19-10-1



Engineering Records Map 841

Compiled By: Tracy Peters
11-9-09



City of Greensboro City Council Agenda Item

TITLE: Contract No. 2009-112 (Fire Station No. 57)

Department:	Engineering & Inspections	Meeting Date:	December 15, 2009
Contact 1:	Butch Shumate (Eng & Inspections)	Public Hearing:	N/A
Phone:	412-5794	Advertising Date / Advertised By:	N/A
Contact 2:	Chief Danny Shumate (Fire)	Council District:	1
Phone:	373-2161	Authorized Signature:	<i>[Signature]</i>
Attachments:	None		

PURPOSE: City Council is being requested to approve the bid received for the construction of Fire Station No. 57 to be located on Mt. Hope Church Road.

BACKGROUND: Fire Station No. 57 will be a new station located at 1537-39 Mt. Hope Church Road. The Mt. Hope Church Road Fire Station is a voter approved 2006 bond project which is being built in response to the growing needs in the area and City initiated annexation plans. The new station will be approximately 10,000 square feet in size.

Facilities Management, along with the Greensboro Fire Department, has worked with TMA Architects to come up with a design that will meet the needs of the Fire Department and the surrounding community. Bids for the project were received on November 12, 2009. The following is a summary of the bids received:

	Base Bid	Alt. 1	Total
Murray Construction	\$2,082,000.00	\$21,911.00	\$2,103,911.00
Jarrell Contractors	\$2,125,000.00	\$23,000.00	\$2,148,000.00
Hodgin Construction	\$2,149,500.00	\$23,000.00	\$2,172,500.00
Brooks General Contractors	\$2,175,557.00	\$24,000.00	\$2,199,557.00
Ike's Construction	\$2,180,000.00	\$32,000.00	\$2,212,000.00
Complete Building Corp.	\$2,196,269.00	\$29,000.00	\$2,225,269.00
R.L. Casey	\$2,206,000.00	\$24,000.00	\$2,230,000.00
Gleeson-Snyder Constructors	\$2,220,000.00	\$18,000.00	\$2,238,000.00
Dave's Construction Services	\$2,278,000.00	\$23,000.00	\$2,301,000.00
Primax	\$2,288,100.00	\$22,000.00	\$2,310,100.00
D.H. Griffin	\$2,310,000.00	\$ 7,500.00	\$2,317,500.00
Abbott Construction	\$2,394,000.00	\$23,006.00	\$2,417,006.00

Upon review of the bid proposals submitted by Murray Construction and Jarrell Contractors, it was determined that both companies failed to submit the documentation required to be submitted at the time of the bid opening relative to MWBE compliance and Good Faith efforts as required by the City of Greensboro. In light of this, the lowest responsive bidder was declared as Hodgin Construction Co. with a total bid amount of \$2,172,500.00. The start of construction is projected for January 2010 with an anticipated completion of December 2010.

BUDGET IMPACT: Funding for this contract is available in Account 455-4003-01.6013 CBR 07194

RECOMMENDATION / ACTION REQUESTED: It is recommended by the Facilities Management Division that City Council approve the bid and authorize the construction of Fire Station No. 57, Contract 2009-112 to Hodgin Construction Company for the base bid plus alternate no.1 in the amount of \$2,172,500.00.

Agenda Item: 36

UCM



City of Greensboro
City Council
 Agenda Item

TITLE: Neville Road Water Line / 659 Gray Wilson Road /Annexation Project

Department:	Engineering & Inspections	Meeting Date:	12/15/09
Contact 1:	Ted Partrick	Public Hearing:	NA
Phone:	373-2302	Advertising Date:	NA
Contact 2:	Bruce Overman	Council District:	5
Phone:	373-2302	Authorized Signature:	<i>Ted Partrick</i>
Attachments: Vicinity Map and Engineering Records Map 831			

PURPOSE:

Property Management is in the process of purchasing permanent utility easements and temporary construction easements for water line construction in the annexed area of Neville Road.

BACKGROUND:

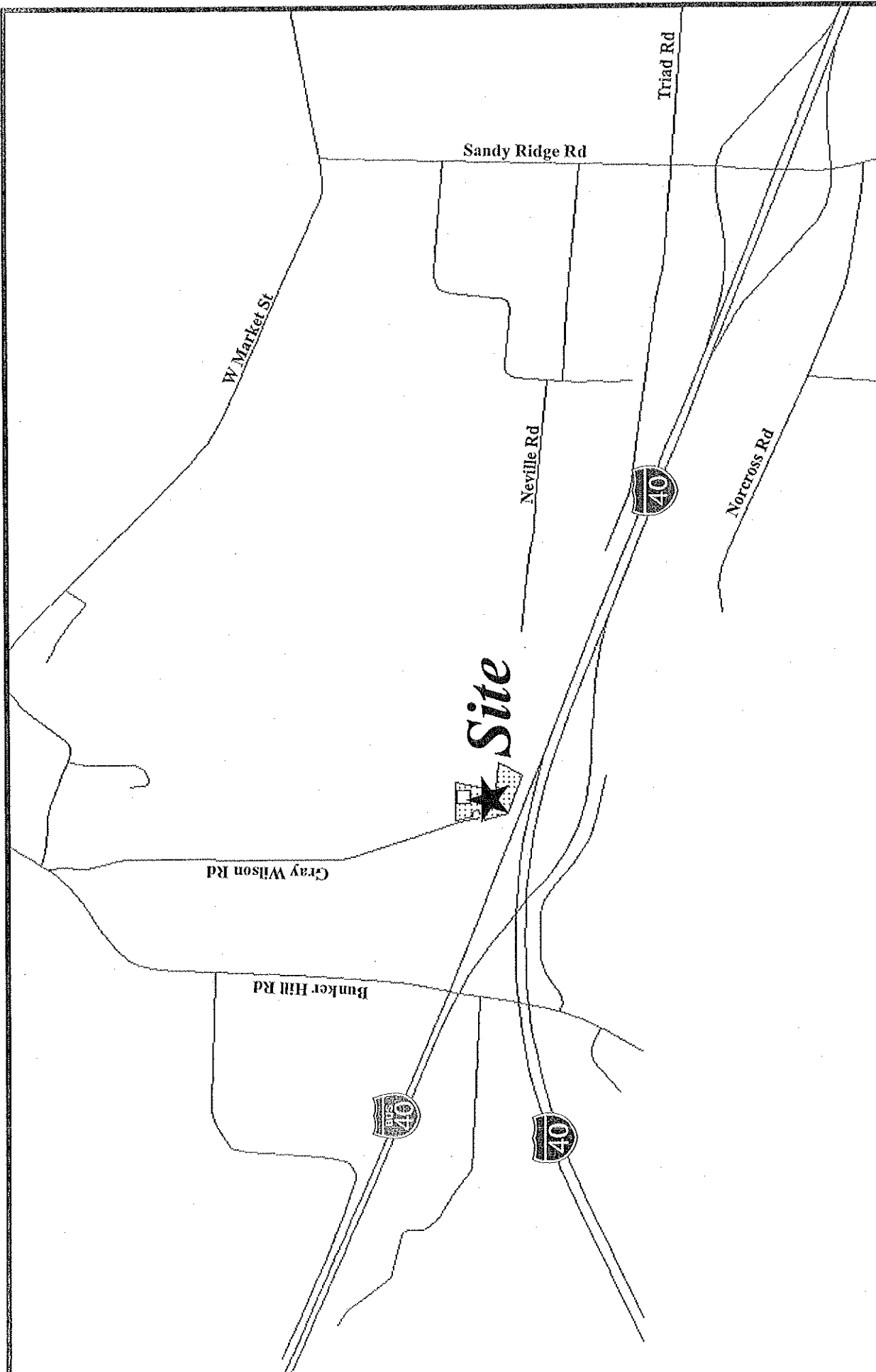
An independent appraiser was hired to evaluate the value of property owned by Karen L. Miller & Richard A. DiPierro in the proposed easement area. The property is identified as the tax map 95-7078-1160-52 address of 659 Gray Wilson Road. The easement areas are valued at \$15,050.00. The owner has claimed that a portion of their property would become non- buildable with the current design and that they should be compensated for the loss of use for that land. After discussion with the appraiser and the design engineer, Property management offered an additional \$10,000.00, making the total offer \$25,050.00. The owner has agreed to sell the easements for that amount.

BUDGET IMPACT:

Funding is available in account number: 503-7018-06-6012 activity # 09070

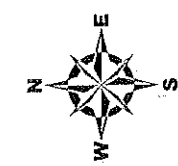
RECOMMENDATION / ACTION REQUESTED:

Property management recommends that City Council approve the amount of \$25,050.00 for the purchase of the needed easements.



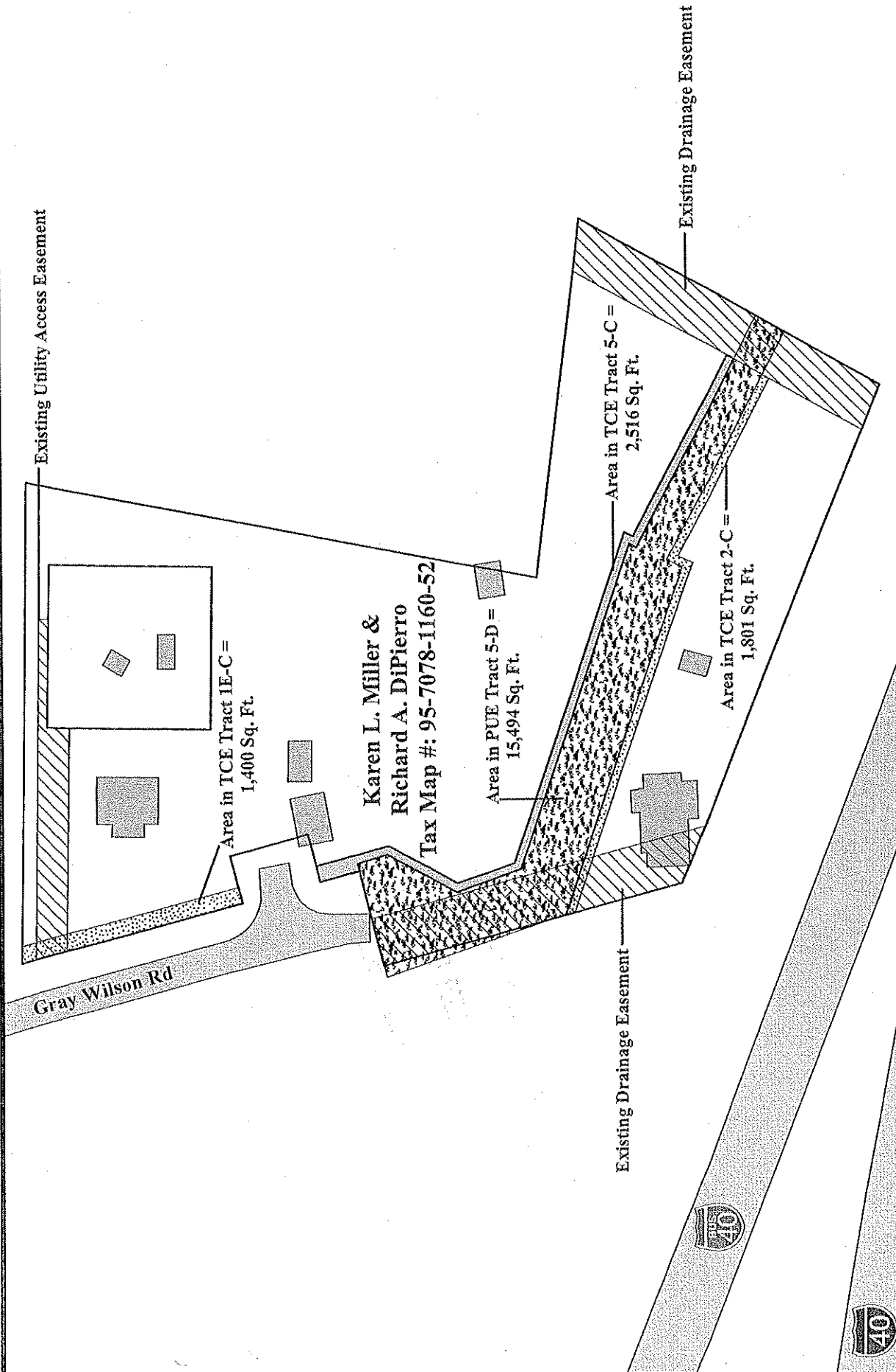
Engineering Records Map 831

Compiled By: Tracy Peters
10-9-09



Vicinity Map for 831

Project: # P04731 Neville Rd Water Line
Owner: Karen L. Miller & Richard A. DiPierro
Address: 659 Gray Wilson Rd
Tax Map #: 95-7078-1160-52



Karen L. Miller &
Richard A. DiPierro
Tax Map #: 95-7078-1160-52

Engineering Records Map 831

Project: # P04731 Neville Rd Water Line
Owner: Karen L. Miller & Richard A. DiPierro
Address: 659 Gray Wilson Rd
Tax Map #: 95-7078-1160-52



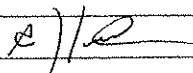
Engineering Records Map 831

Compiled By: Tracy Peters
10-9-09



City of Greensboro
City Council
Agenda Item

TITLE: Budget Ordinance to Move Funds from Housing Partnership Unallocated Fund Balance to Willow Oaks Loans & Grants

Department:	Housing & CD	Meeting Date:	December 15, 2009
Contact 1:	Dyan Arkin	Public Hearing:	N/A
Phone:	336.433.7377	Advertising Date:	N/A
Contact 2:	Dan Curry	Advertised By:	
Phone:	336.373.2751	Authorized Signature:	
Attachments:	Budget Ordinance to Move Funds for Willow Oaks Homebuyer Assistance		

PURPOSE:

To allocate unappropriated Housing Partnership Fund Balance to Willow Oaks Loans and Grants for homebuyer assistance in Willow Oaks in accordance with the Willow Oaks Phase II Residential Lot Sales Disposition Program. Approval of a budget ordinance is required by the City Council to permit the expenditure of funds.

BACKGROUND:

In April 3, 2007 City Council passed a resolution to approve the sale of single family building lots in the Willow Oaks development from the Redevelopment Commission of Greensboro to the Greensboro Housing Authority (GHA). As a component of the sales/development agreement with GHA, the Willow Oaks Phase II Residential Lot Sales Disposition Program, which defined lot prices, subsidies and incentives, was created to ensure that the overall development program would be able to meet the intended objective of a mixed-income, sustainable community.

The program has been designed to be funded through revenue from lot sales. To date, revenue in the amount of \$24,500 has been added to the Housing Partnership Unallocated Fund Balance. In order to assure sufficient cash flow to meet projected single family housing sales through the end of the fiscal year, an additional \$69,500 is required to be allocated for this use.

BUDGET IMPACT:

The Willow Oaks Phase II Residential Lot Disposition Program is still estimated to yield approximately \$700,000 in net lot sales revenues which will be returned to the City for appropriation for other Willow Oaks activities. The attached ordinance results in an **increase** of \$94,000 in expenditures for homebuyer assistance as required.

RECOMMENDATION / ACTION REQUESTED:

It is recommended that Council adopt the attached budget ordinance in the amount of \$94,000 appropriating funds for homebuyer assistance activities in the Willow Oaks community.

**ORDINANCE AMENDING NUSSBAUM HOUSING PARTNERSHIP FUND BUDGET
FOR THE WILLOW OAKS HOMEBUYER ASSISTANCE PROGRAM**

Section 1

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That the Nussbaum Housing Partnership Fund Budget of the City of Greensboro is hereby amended as follows:

<u>Account</u>	<u>Description</u>	<u>Amount</u>
211-2258-31.5283	Real Estate Grants	\$94,000
	Total	\$94,000

And, that this increase be financed by the following Nussbaum Housing Partnership Fund account:

<u>Account</u>	<u>Description</u>	<u>Amount</u>
211-0000-00.8900	Appropriated Fund Balance	\$94,000
	Total	\$94,000


Section 2

And, that this Ordinance should become effective upon adoption.



City of Greensboro
City Council
Agenda Item

TITLE: Budget Adjustments Approved by Budget Officer 11/1-11/30/09

Department:	Budget & Evaluation	Meeting Date:	December 15, 2009
Contact 1:	Larry Davis	Public Hearing:	N/A
Phone:	373.2291	Advertising Date / Advertised By:	N/A
Contact 2:	Joan Blackburn	Council District:	N/A
Phone:	373.2710	Authorized Signature:	
Attachments:			

PURPOSE:

In compliance w/ G.S. 159-15 and Resolution passed by Council on July 2, 1973, the following budget adjustments are submitted for your information for the period November 1 through November 30, 2009.

RECOMMENDATION / ACTION REQUESTED:

This information is being provided to Council for information purposes only.

City Council monthly Budget Adjustment report

For November 2009.

Budget Adjustments Approved by Budget Officer

11/1/2009 -11/30/2009

In compliance with G.S. 159-15 and Resolution passed by Council on July 2, 1973,
the following budget adjustment are submitted for your information

Budget Adj#	Department Account Description	Account From	Account To	Amount	Total	Unencumbered Amount After Adjustment
<u>2010092</u>	<u>WATER RESOURCES</u> SEWER LINES SEWER LINES	503-7019-02. 6017	503-7019-02. 6017	\$420,000 \$420,000	<u>\$420,000</u>	\$1,037,777 \$420,000
<u>2010093</u>	<u>TRANSPORTATION</u> OTHER CAPITAL EQUIPMENT SMALL TOOLS AND EQUIPMENT	565-4557-01. 6059	565-4557-01. 5235	\$34,378 \$34,378	<u>\$34,378</u>	\$4,420 \$0
<u>2010094</u>	<u>TRANSPORTATION</u> SIDEWALK CONSTRUCTION LAND RIGHT-OF-WAY	401-4535-01. 6015	401-4535-01. 6012	\$5,000 \$5,000	<u>\$5,000</u>	\$1,104,520 \$38,423
<u>2010095</u>	<u>LIBRARIES</u> OFFICE EQUIPMENT & FURNITURE OFFICE EQUIPMENT & FURNITURE OTHER CAPITAL EQUIPMENT	451-5502-01. 5214	451-5504-01. 5214 451-5504-01. 6059	\$34,681 \$3,968 \$30,713	<u>\$34,681</u>	\$386,522 \$4,308 \$30,713
<u>2010096</u>	<u>FIRE</u> LICENSED VEHICLES MISCELLANEOUS SUPPLIES SMALL TOOLS AND EQUIPMENT LICENSED VEHICLES	220-4084-01. 6051 220-4084-01. 5239 220-4084-01. 5235	220-4084-01. 6051	\$14,244 \$171,932 \$38,592 \$224,768	<u>\$224,768</u>	\$0 \$19,653 \$0 \$224,768
<u>2010097</u>	<u>ENGINEERING AND INSPECTIONS</u> STREET CONSTRUCTION AND PAVING MAINTENANCE & REPAIR-STREETS	221-4301-01. 6014	221-4301-01. 5611	\$1,500,000 \$1,500,000	<u>\$1,500,000</u>	\$0 \$1,500,000
<u>2010098</u>	<u>HOUSING & COMMUNITY DEVELOPMENT</u> REAL ESTATE LOANS REAL ESTATE LOANS	213-9006-09. 5282	213-9006-10. 5282	\$48,000 \$48,000	<u>\$48,000</u>	\$0 \$48,000

Budget Adj#	Department	Account Description	Account From	Account To	Amount	Total	Unencumbered Amount After Adjustment
<u>2010099</u>	<u>Information Technology</u>	COMPUTER SOFTWARE	101-0740-02. 5212		\$20,000		\$19,051
		SMALL TOOLS AND EQUIPMENT		101-0740-02. 5235	\$20,000		\$634
						<u>\$20,000</u>	
<u>2010100</u>	<u>HOUSING & COMMUNITY DEVELOPMENT</u>	REAL ESTATE GRANTS	211-2258-30. 5283		\$50,000		\$0
		DISPOSITION EXPENSES	212-2210-20. 5285		\$46,497		\$7,923
		CONTINGENCY	212-2210-20. 5990		\$40,453		\$0
		CONSULTANT SERVICES		211-2258-30. 5413	\$50,000		\$50,000
		LEGAL SERVICES		212-2210-20. 5412	\$1,000		\$1,000
		CONSULTANT SERVICES		212-2210-20. 5413	\$10,950		\$10,950
		BUILDINGS		212-2210-20. 6013	\$75,000		\$75,000
						<u>\$40,000</u>	
<u>2010101</u>	<u>TRANSPORTATION</u>	SIDEWALK CONSTRUCTION	401-4535-01. 6015		\$40,000		\$1,064,520
		LAND RIGHT-OF-WAY		401-4535-01. 6012	\$40,000		\$43,183
						<u>\$4,150,305</u>	
<u>2010102</u>	<u>FINANCE</u>	CONSULTANT SERVICES	454-6001-01. 5413		\$4,150,305		\$4,799,695
		ECONOMIC DEVELOPMENT INCENTIVES		454-6001-02. 5933	\$1,000,000		\$1,000,000
		ECONOMIC DEVELOPMENT INCENTIVES		454-6001-03. 5933	\$500,000		\$500,000
		ECONOMIC DEVELOPMENT INCENTIVES		454-6001-04. 5933	\$1,086,305		\$1,086,305
		ECONOMIC DEVELOPMENT INCENTIVES		454-6001-05. 5933	\$1,564,000		\$1,564,000
						<u>\$400</u>	
<u>2010103</u>	<u>Enterprise Solutions</u>	OFFICE EQUIPMENT & FURNITURE	101-2501-01. 5214		\$400		\$600
		PROFESSIONAL ORGANIZATION DUES		101-2501-01. 5222	\$400		\$0
						<u>\$31,260</u>	
<u>2010104</u>	<u>Enterprise Solutions</u>	OTHER SERVICES	101-2525-01. 5419		\$22,760		\$0
		CONSULTANT SERVICES	101-2525-01. 5413		\$8,500		\$19,500
		SOFTWARE MAINTENANCE		101-2525-01. 5415	\$31,260		\$40
						<u>\$35,715</u>	
<u>2010105</u>	<u>Information Technology</u>	CONSULTANT SERVICES	682-0720-03. 5413		\$35,715		\$221,149
		Non-Capital Equipmt Leases		682-0720-02. 5250	\$35,715		\$1,441,735

Budget Adj#	Department Account Description	Account From	Account To	Amount	Total	Unencumbered Amount After Adjustment
<u>2010106</u>	<u>TRANSPORTATION</u>				<u>\$8,000</u>	
	LICENSED VEHICLES	565-4554-02. 6051		\$8,000		\$10,242
	LICENSED VEHICLES		565-4554-02. 6051	\$8,000		\$18,934
<u>2010107</u>	<u>ENGINEERING AND INSPECTIONS</u>				<u>\$7,000</u>	
	OFFICE SUPPLIES	101-6002-01. 5213		\$7,000		\$19,736
	COMPUTER SOFTWARE		101-6002-01. 5212	\$7,000		\$4,525
<u>2010108</u>	<u>HOUSING & COMMUNITY DEVELOPMENT</u>				<u>\$5,500</u>	
	PROPERTY ACQUISITION	448-2201-02. 5288		\$5,500		\$129,179
	REAL ESTATE GRANTS		448-2201-02. 5283	\$5,500		\$5,500
<u>2010109</u>	<u>GUILFORD METRO 9-1-1</u>				<u>\$167,000</u>	
	CAPITAL LEASES	681-3904-01. 5251		\$167,000		\$153,779
	OTHER CAPITAL EQUIPMENT		681-3904-04. 6059	\$167,000		\$167,000
<u>2010110</u>	<u>Enterprise Solutions</u>				<u>\$2,600</u>	
	CONSULTANT SERVICES	101-2530-01. 5413		\$2,600		\$23,145
	OFFICE EQUIPMENT & FURNITURE		101-2530-01. 5214	\$2,600		\$2,600
<u>2010111</u>	<u>LIBRARIES</u>				<u>\$30,713</u>	
	OTHER CAPITAL EQUIPMENT	451-5504-01. 6059		\$30,713		\$0
	OFFICE EQUIPMENT & FURNITURE		451-5504-01. 5214	\$30,713		\$4,308



City of Greensboro
City Council
Agenda Item

TITLE: Resolution adopting amendments to the City of Greensboro's MWBE Plan

Department: Executive

Meeting Date:
December 15,
2009

Contact 1: Kathleen Hoskins Smith

Public Hearing:

Phone: 336-373-2674

**Advertising Date /
Advertised By:**

Contact 2:
Jamiah
Waterman

Council District:

Phone: 336-373-2320

Authorized Signature:

Attachments: Revised M/WBE Plan

PURPOSE: The M/WBE program must keep current to minimize the risk of legal challenge and the loss of state and federal funding. The City is required to amend its plan to delete any reference to certification or revocation of certification of MWBEs as this function would now be handled exclusively by the North Carolina Secretary of Administration. One of the recommendations of the 1992 M/WBE Disparity study was to honor longstanding and continuous requests from minority and women contractors for certification reciprocity. Minority and women owned firms were previously required to register with each local government in order to be counted toward that entity's minority participation. This was considered to sometimes serve as an obstacle for those firms desiring to perform work with various local governments. As a result, the General Assembly enacted legislation establishing a statewide uniform certification program. This program went into effect on July 1, 2009. Staff decided that it was also appropriate to re-evaluate the entire plan to ensure that it continues to serve the important mission of removing barriers to minority participation. Additionally, the plan needed to be updated to reflect current business practices such as the widespread use of electronic mail and internet websites.

BACKGROUND: State law 143-48.4 requires Statewide uniform certification of historically underutilized businesses (HUBS) also interchangeable with Minority & Women Business Enterprises M/WBEs) It states that (**Effective July 1, 2009**) All State departments, agencies, and institutions, and political subdivisions of the State shall only use historically underutilized businesses listed in the database created in accordance with this section for minority business purposes. (2007-392, s. 2.)

The law, written and presented by Guilford County Representative Alma Adams and Senator Katie Dorsett, gives the North Carolina Department of Administration through the Secretary of Administration "the power, authority, and duty addition to the powers and duties provided in G.S. 143-49, to:

- (1) Develop and administer a statewide uniform program for: (i) the certification of a historically underutilized business, as defined in G.S. 143-128.4, for use by State departments, agencies, and institutions, and political subdivisions of the State; and (ii) the creation and maintenance of a database of the businesses certified as historically underutilized businesses.

- (2) Adopt rules and procedures for statewide uniform certification of historically underutilized businesses.
- (3) Provide for the certification of all businesses designated as historically underutilized businesses to be used by State departments, agencies, and institutions, and political subdivisions of the State.

(b) The Secretary of Administration shall seek input from State departments, agencies, and institutions, political subdivisions of the State, and any other entity deemed appropriate to determine the qualifications and criteria for statewide uniform certification of historically underutilized businesses

Uniform certification had been sought by firms across the state since before the City of Greensboro Disparity study in 1992 recommended Certification Reciprocity. The recommendation stated: Have the M/WBE Program Coordinator work with other concerned individuals across the state to implement a reciprocal process to allow one-time certification. The Impact: Reduce the amount of time and resources the MWBE staff commit to certifying M/WBEs. This will increase the time staff has to focus on the critical elements in purchasing, i.e., knowing about opportunities, informing M/WBEs and facilitating. The Rationale: An inordinate amount of time is spent in completing certification. In many instances, the M/WBE s already certified y another unit of government. The duplication of effort, especially by the M/WBEs who usually do not have the resources to waste is unnecessary. There is no value added for the effort.

BUDGET IMPACT: This item will not cost the City any additional funds, other than in-kind hours.

RECOMMENDATION / ACTION REQUESTED:

The Executive Department would like to request City Council approve the revision of the M/WBE Plan as attached.



City of Greensboro
City Council
Agenda Item

TITLE: Authorization to Purchase Property owned by John Saunders located at 312 Murray Street.

Department: Housing & CD

Meeting Date: December 15, 2009

Contact 1: Dan Curry

Public Hearing: NA


Phone: 373-2751

Advertising Date:

Contact 2: Andy Scott

Advertised By:

Phone: 373-2002

Authorized Signature: 

Attachments: A - Cost Projection for Purchase and Resale of 312 Murray Street

B - Tabulation of City Expenses for Properties Owned by John Saunders

PURPOSE:

City Council authorization is requested to purchase property located at 312 Murray Street in the Southside neighborhood.

BACKGROUND:

312 Murray Street, in the Southside neighborhood, is owned by Mr. John Saunders who applied for a grant from the City in 2005 for funding to remove lead paint hazards from this rental property. This work was substantially completed in 2007. However, Mr. Saunders has raised concerns about the work done on this and one other property he owns and resides in located at 1027 Pearson Street and the City has been in discussions with Mr. Saunders in an attempt to resolve these issues. The City contracted for mediation services in an attempt to resolve Mr. Saunders concerns and there is a recommended settlement of these other issues from the mediator but no settlement has been agreed to.

Prior to the start of the mediation process, Mr. Saunders requested that his property at 312 Murray Street be purchased for an amount of \$225,000. An appraisal of this property was completed in October 2008. The appraisal established the value of the property at \$195,000.

Staff has prepared estimates of the cost of acquiring and reselling this property and this analysis is attached. It is anticipated that there will be a net loss of approximately \$66,000 assuming a \$155,000 resale price, minimal repairs to get the house ready to sell, and a holding period of 18 months which is typical in the marketplace today.

Also attached is a summary of the City's expenses to date on this and two other properties owned by Mr. Saunders. At this time we are continuing to pay for Mr. Saunders relocation expenses in an amount of approximately \$450 per week.

BUDGET IMPACT:

The initial purchase costs will be paid from Neighborhood Renewal Bond funds in acct. #448-2201-02 (Southside) and acct. #448-2201-03 (College Hill). After resale of the property, sale revenues will be

Agenda Item: 42

used to replace the funds in acct. #448-2201-03 with any additional net income or loss charged to acct. #448-2201-02. Relocation assistance will be terminated within two weeks of the purchase of 312 Murray Street with the additional relocation costs up to that time being funded through the City's housing rehabilitation program budget.

RECOMMENDATION / ACTION REQUESTED:

It is recommended that the City Council authorize the purchase of property owned by Mr. John Saunders located at 312 Murray Street.

Cost Projections for Acquisition of 312 Murray Street

SOURCES:

Rental Income (@ 100% occupancy)		
18 months @ \$1,100	19,800	
Proceeds from Sale		
Sale @ \$155,000 less closing costs	154,590	
Total Sources		174,390

USES:**Acquisition**

Purchase price	195,000	
Closing costs	1,975	
Survey (legal desc unclear per appraisal)	400	
Legal fees	1,500	
Total Acquisition		198,875

Property Management (est. for 18 months)

Water/sewer	900	
Routine maintenance	2,000	
Property insurance	1,000	
Line of Credit Interest Payments	17,500	
Total Property Management		21,400

Disposition

* Property Repairs (minimal to sell)	10,000	
Realtor fees	9,300	
Legal fees	1,000	
Total Disposition		20,300

Total Uses**240,575****Net Proceeds****(66,185)**

*1/21/09 - per Doug Booth, rehab on this property was only to make it lead safe, property met RUCO standards when work was completed and no further inspections have been done.

Notes from appraisal:

Roof & siding less than 2 yrs old. No central air. Appraiser was unable to access basement area for inspection. Water/sewer included in rent. Current rental income \$1,100/market rent \$1,450.

Attachment B

Lead Safe Housing Program Expenditures for John Saunders Properties as of 12/2/2009

3905 Eastland Avenue

\$825 Original Bid Amount

\$200 Additional Work

\$1,025 Total Cost

312 Murray Street

\$25,715 Original Bid Amount

\$53,128 Additional Work

\$78,843 Total Cost

1027 Pearson Street

\$15,429 Original Bid Amount

\$42,634 Additional Work

\$1,287 Reimbursement for Phone Bills

\$11,608 Moving and Storage of Personal Belongings (*ongoing expense approx. \$80/week*)

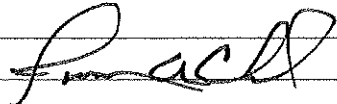
\$24,973 Relocation Payments to Motel (*ongoing expense approx. \$369/week*)

\$95,931 Total Cost



City of Greensboro
City Council
Agenda Item

TITLE: Resolution authorizing City Attorney to institute proceedings to condemn portion of the property of Kotis Properties, Inc. in connection with the Four Farms Road Outfall Project

Department: Legal	Meeting Date: November 10, 2009
Contact 1: Jim Clark	Public Hearing: NA
Phone: 373-2320	Advertising Date: NA
Contact 2: A. Terry Wood	Advertised By: NA
Phone: 373-2320	Authorized Signature: 
Attachments: Map	

PURPOSE: Kotis Properties, Inc. is the owner of certain property located in Morehead Township and designated as Tax Map 11-694-857-33 part of which is required by the City in connection with the Four Farms Road Outfall Project. Unable to negotiate a purchase price, Property Management is asking Council for authorization to initiate condemnation proceedings.

BACKGROUND: Property Management Section of the Engineering and Inspections Department personnel have been unable to negotiate a purchase within the appraised value of \$22,800.00. Consequently, it is recommended that the City Council adopt a resolution authorizing the City Attorney to institute proceedings to condemn said property.

In addition, in order that the City may take possession, it is recommended that the City Council authorize payment of the appraised amount to the Clerk of Superior Court for disbursement to the owner.

BUDGET IMPACT: Funding is available in Account Number 503-7018-06.6012 Activity 09070

RECOMMENDATION/ACTION REQUESTED: City Council to approve resolution authorizing the City Attorney to institute proceedings to condemn a portion of the property of Kotis Properties, Inc. in connection with the Four Farms Road Outfall Project.

Old Battleground Rd

Battleground Ave

Drawbridge Pkwy

Four Farms Rd

Walking Horse Ln

Jessup Grove Rd

Horse Pen Creek Rd

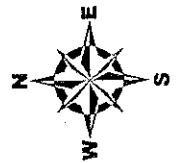
Lewiston Rd

Site



Engineering Records Map 826

Compiled By: Tracy Peters
09-22-09



Vicinity Map for 826

Project: # P04725-07 Four Farms Area Outfall
Owner: Kotis Properties, Inc.
Address: 2909-2999 Horse Pen Creek Rd
Tax Map #: 11-694-857-33

Kotis Properties, Inc.
Tax Map #: 11-694-867-33

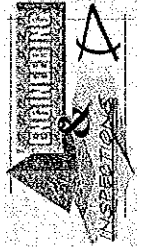
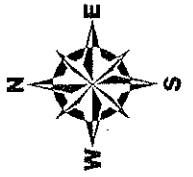
Area in PUE Tract 5-D = 17,274 Sq. Ft.

Area in TCE Tract 5-C2 = 12,141 Sq. Ft.

Area in TCE Tract 5-C1 = 4,301 Sq. Ft.

Engineering Records Map 826

Project: # P04725-07 Four Farms Area Outfall
Owner: Kotis Properties, Inc.
Address: 2909-2999 Horse Pen Creek Rd
Tax Map #: 11-694-857-33



Engineering Records Map 826

Compiled By: Tracy Peters
09-22-09



City of Greensboro
City Council
Agenda Item

TITLE: Resolution authorizing City Attorney to institute proceedings to condemn portion of the property of Kotis Properties, Inc. in connection with the Four Farms Road Outfall Project

Department: Legal Meeting Date: November 10, 2009

Contact 1: Jim Clark Public Hearing: NA

Phone: 373-2320 Advertising Date: NA

Contact 2: A. Terry Wood Advertised By: NA

Phone: 373-2320 Authorized Signature: 

Attachments: Map

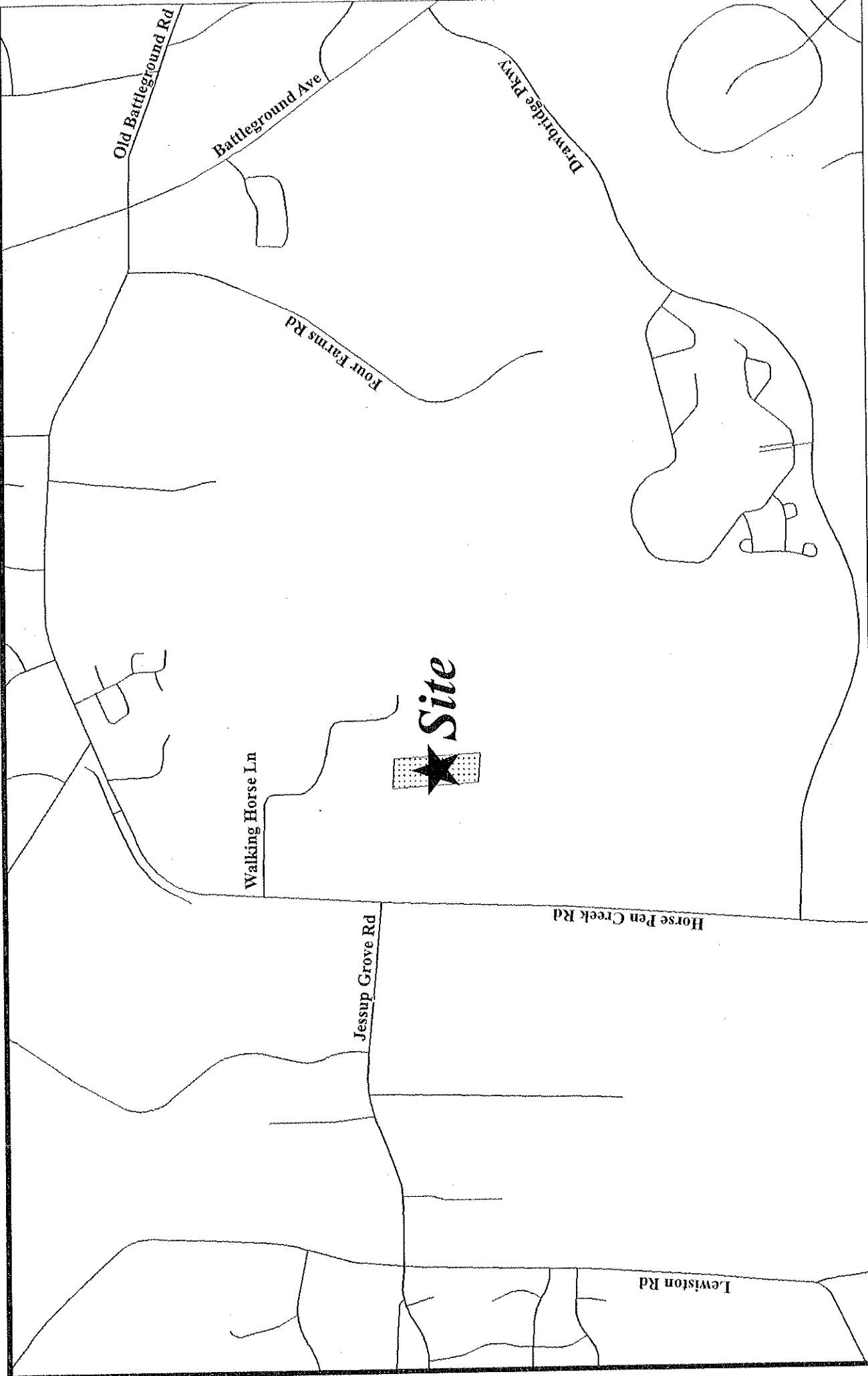
PURPOSE: Kotis Properties, Inc. is the owner of certain property located in Morehead Township and designated as Tax Map 11-694-857-16 part of which is required by the City in connection with the Four Farms Road Outfall Project. Unable to negotiate a purchase price, Property Management is asking Council for authorization to initiate condemnation proceedings.

BACKGROUND: Property Management Section of the Engineering and Inspections Department personnel have been unable to negotiate a purchase within the appraised value of \$14,950.00. Consequently, it is recommended that the City Council adopt a resolution authorizing the City Attorney to institute proceedings to condemn said property.

In addition, in order that the City may take possession, it is recommended that the City Council authorize payment of the appraised amount to the Clerk of Superior Court for disbursement to the owner.

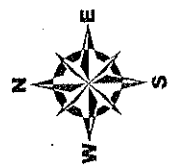
BUDGET IMPACT: Funding is available in Account Number 503-7018-06.6012 Activity 09070

RECOMMENDATION/ACTION REQUESTED: City Council to approve resolution authorizing the City Attorney to institute proceedings to condemn a portion of the property of Kotis Properties, Inc. in connection with the Four Farms Road Outfall Project.



Engineering Records Map 825

Compiled By: Tracy Peters
09-22-09



Vicinity Map for 825

Project: # P04725-07 Four Farms Area Outfall
Owner: Kotis Properties, Inc.
Address: 2999-R1 Horse Pen Creek Rd
Tax Map #: 11-694-857-16

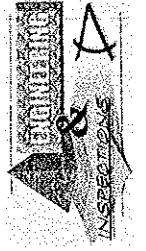
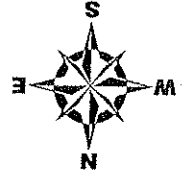
Area in PUE Tract 6-D = 12,879 Sq. Ft.

Area in TCE Tract 6-C = 3,220 Sq. Ft.

Kotis Properties, Inc.
Tax Map #: 11-694-867-16

Engineering Records Map 825

Project: # P04725-07 Four Farms Area Outfall
Owner: Kotis Properties, Inc.
Address: 2999-R1 Horse Pen Creek Rd
Tax Map #: 11-694-857-16



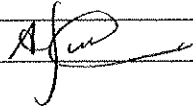
Engineering Records Map 825

Compiled By: Tracy Peters
09-22-09



City of Greensboro
City Council
Agenda Item

TITLE: City of Greensboro Recovery Zone Project Applications Received.

Department:	Executive	Meeting Date:	December 15, 2009
Contact 1:	Andy Scott, Interim Assistant City Manager	Public Hearing:	No
Phone:	373-2002	Advertising Date / Advertised By:	N/A
Contact 2:	John Shoffner, Economic Development Program Manager	Council District:	2 and 3
Phone:	373-2293	Authorized Signature:	
Attachments:			

PURPOSE:

Review three projects requesting an allocation of the Economic Recovery Bonds authorized for the City of Greensboro. City Council will be asked to review and pass a resolution authorizing the filing of Notices of Intent for the purpose of designating the allocation of the City of Greensboro's Economic Recovery Bonds to specific private development projects (Facility Bonds) and governmental purposes (Economic Development Bonds). As this process is evolving with the State, the County, and the Authority, further information will be forthcoming and distributed to Council on Friday, December 11th.

The projects requesting an allocation of the Economic Recovery Bonds from the City of Greensboro are identified on the attached Exhibit A. If Council desires to support all three projects, the City will need to request a reallocation of Economic Recovery Bonds from the NC Tax Reform Allocation Committee for an additional \$1,781,000 of Facility Bonds to be reallocated to the City of Greensboro to increase our allocation of Facility Bonds to a total of \$20,850,000. Per a resolution that Council authorized at its November 17, 2009 Meeting, the City has designated the Guilford County Industrial Facilities and Pollution Control Financing Authority, "the Authority," as the entity authorized to issue Recovery Zone Facility Bonds that have been allocated to the City of Greensboro.

The Authority's next scheduled meeting is on January 27, 2010. They will consider the recommendation of the City Council and the County Commissioners as guidance when it comes time to issue an inducement resolution and move forward with issuing the bonds.

The authority must adopt an inducement or preliminary resolution. The County will then hold a public hearing and adopt approval in principal resolution. The borrower must arrange for a private placement or for a letter of credit to support the bonds.

The application and bond documents will be submitted to the Local Government Commission. The Authority will then meet to give final approval to the bond documents and if all is in order the Local

Government Commission will meet again to approve the bond documents. The bonds are then sold and the funds invested in the projects.

BACKGROUND:

City Council designated an Economic Recovery Zone in Greensboro at the September 1, 2009 Council meeting. City staff has conducted a public meeting to inform the community about the \$19,069,000 of Recovery Zone Facility Bonds and \$12,713,000 of Recovery Zone Economic Development Bonds that were allocated to the City of Greensboro by U.S. Treasury based on the ratio of employment losses compared to the state's losses. The Facility Bonds can be used to finance depreciable property that is located and first used in the active conduct of a qualified business in the recovery zone. The Economic Development Bonds can be used to fund capital expenditures that promote economic development or economic activity in the recovery zone such as infrastructure, schools, public buildings, and industrial parks.

The City is required to designate projects to be financed with Recovery Zone bonds by December 15 and file Notices of Intent to Issue Recovery Zone Bonds with the NC Tax Reform Allocation Committee by December 15, 2009 or the allocation will be deemed waived for reallocation by the State.

BUDGET IMPACT:

None for the facility bonds as the developer will be responsible for the ultimate repayment of the principal and interest on the bonds. The City will be responsible for repayment of the principal and interest on the Economic Development bonds but will receive a 45% refundable credit of the interest payable on the interest payment date by the federal government. The bonds will be issued by the Industrial Facilities and Pollution Control Financing Authority.

RECOMMENDATION / ACTION REQUESTED:

City Council is requested to review and approve the filing of Notices of Intent for each of the three projects listed in Exhibit A that it desires to support with an allocation of a portion of the City's Economic Recovery Bonds. If Council desires to support all three projects, the City will need to move forward with filing a Request for Reallocation with the NC Tax Reform Allocation Committee for an additional \$1,781,000 of Facility Bonds to be reallocated to the City of Greensboro to increase our allocation of Facility Bonds to a total of \$20,850,000.

CITY OF GREENSBORO RECOVERY ZONE APPLICATIONS

Exhibit A

Project	Location	Amount Requested	Type of Project
1. Ole Asheboro Hotel	South Elm and Lee St., Greensboro	\$17,000,000 Facility Bonds / \$4,000,000 Economic Development Bonds	Hotel (140,678 sq. foot)
2. North Eugene Partners, LLC	500-600 Block of North Eugene Street, Greensboro	\$1,900,000 Facility Bonds	Construction of a Building to be Leased to Deep Roots Market (9,000 sq. foot cooperative organic health food store)
3. Miller Lofts	314-316 South Elm Street, Greensboro	\$1,950,000 Facility Bonds	18 Rental Apartments and 1 Restaurant
Total		\$20,850,000 Facility Bonds / \$4,000,000 Economic Development Bonds	



City of Greensboro
City Council
Agenda Item

TITLE: Resolution Rejecting all Bids Opened on Nov. 19, 2009 for Construction of GTA Maintenance Facility for Failure to Comply with N.C.G.S. 143-128

Department: Engineering and Inspections Current Date: November 25, 2009

Contact 1: Butch Simmons Public Hearing: N/A

Phone: 373-2329 Advertising Date: N/A

Contact 2: Adam Fischer Advertised By: N/A

Phone: 373-2860 Authorized Signature:

Attachments: Statute, Email from NCDOT,

PURPOSE This Resolution rejects all bids opened on Nov. 19, 2009 for the Phase II Construction of the GTA Maintenance Facility for failure to comply with N.C.G.S. 143-128. This will allow the City to re-bid this contract in full compliance with applicable laws.

BACKGROUND N.C.G.S. 143-128 requires every officer, board, department, or commission charged with the responsibility of preparing specifications or entering into contracts for the construction of municipal buildings to prepare separate specifications for (1) heating, ventilating, and air conditioning; (2) plumbing and gas fittings; (3) electrical wiring; and (4) general work not included in the previous three sections. Municipalities that choose to use the single prime bidding method of construction must require their bidders to "identify on their bid the contractors they have selected for the subdivisions or branches of work" for the four separate specifications listed above.

This project is a stimulus funded project with approximately \$5,400,000 dollars of federal ARRA money, and an additional \$11,600,000 in Federal Transit Administration funds. The State is also contributing approximately \$1,400,000 to this project. The State has recommended that the City re-bid this contract, and the City Attorney concurs with this assessment.

BUDGET IMPACT None.

RECOMMENDATION/ACTION REQUESTED It is recommended that the City Council adopt the attached Resolution rejecting all bids opened on Nov. 19, 2009 for Phase II Construction of the GTA Maintenance Facility for failure to comply with N.C.G.S. 143-128.

DISBURSEMENTS MADE BY THE CITY TREASURER

27-Oct-09

The following report covering voucher numbers 227066 through 228097 in the amount of \$14,820,172.00 is submitted for your information

Vouchers issued against budget authorization for service & construction projects/ contracts

Crowder Construction Co. - Lake Townsend dam replacement project	\$ 728,416.17
Progressive Contracting Co. - Osborne Plant lab expansion project	122,637.97
Thomas Stanley Grading & Hauling - GTA maintenance operations facility project	18,530.78
Yates Construction Co. - Battleground rail trail grade separation project at Cone Boulevard	198,385.55
Yates Construction Co. - Battleground rail trail project	32,118.45
Moser Mayer Phoenix Assoc. - GTA operations transit facility project	135,157.12
Cline Design Assoc. - design services for Gateway Gardens	12,935.48
Confiance IP Solutions - professional engineering services for MPLS project for IT Dept.	22,137.50
Greensboro Contracting Corp. - Lake Townsend handicap ramp project	10,000.00
S&ME Inc. - soil testing services for Coliseum Aquatic Center project	22,355.00
HDR Engineering - engineering services for air quality compliance at Landfill	12,211.84
Reynolds Inc. - sanitary sewer rehab project	12,643.29
Schnabel Engineering South - feasibility study for Lake Townsend dam remediation project	122,395.71
Thomas Stanley Grading & Hauling - storm drainage improvements for Edgeworth Street	180,296.95
Yates Construction Co. - on call concrete maintenance services	22,790.50
Network Appliance Inc. - professional services to implement disaster recovery process for Enterprise Systems	27,680.00
Secure Enterprises Co. - professional services for IT security assessment	17,100.00
Breece Enterprises - storm drainage improvements at Lake Drive West	10,747.49
Finkbeiner, Pettis & Strout Inc. - Lake Townsend value engineering design & construction services	18,128.16
Finkbeiner, Pettis & Strout Inc. - culvert replacement construction administrative services	30,977.78
Kimley-Horn & Assoc. - Mitchell clearwell replacement project	14,520.00
Pepco Energy Services - guaranteed energy performance project	846,263.80
Stantec Consulting Services - professional services for Downtown Greenway project for Murrow Blvd/Fisher Ave from Lee to Eugene Streets	25,750.83

Withers & Ravenel - Lynwood Lakes water & sewer extension project	\$	10,393.75
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Vouchers issued against budget authorization for equipment & supplies contracts

Arrington Police Distributor's - ammunition for Police Dept.	15,650.69
Gate City Lincoln Mercury - parts for Fleet Maintenance	10,181.56
Snider Tire - purchase & repair of tires	11,027.45
Thompson-Arthur Paving Co. - asphalt for City projects	91,960.57
Vecellio & Grogan - asphalt for City projects	14,294.26
Webb's Oil Corp. - unleaded & diesel fuel	29,937.66
Clear Channel Radio - advertising expense for Central Carolina Fair	10,147.50
Brenntag Southeast - chemicals for Water Resources	35,357.72
GFI-Genfare - one ride bus passes	10,182.38
Guilford County - expenses for animal control operations	127,624.00
New Generation Builders - CD rehab for 2324 Bonaire Lane	13,606.20
Crown Automotive Management Co. - purchase of vehicle	26,970.00
Greensboro Tractor - purchase of tractor loader backhoe to replace equipment # 590	75,155.63
Sungard Public Sector - OSSSI CAD & LAN licenses for Metro 911	43,494.22
Cain's Builders - lead rehab for 1111 Bellevue Street	12,240.00
Dobco - thermoplastic white alkyd material for Transportation Dept.	11,961.48
Ilderton Chrysler Dodge Plymouth - purchase of 2 vehicles	78,950.00
James River Solutions - bio diesel fuel	15,198.08
Motorola - purchase of portable radios	22,188.68
Motorola - recurring charges module for Metro 911	12,291.20
Greensboro Urban Ministry - emergency assistance	12,625.66
Millican Construction Co. - lead rehab for 1508 Textile Street	14,970.15
Moses Cone Memorial Hospital - medical bills for "in custody" suspects	16,905.68
3M - sheeting material for Transportation Dept.	13,101.33
Attayek Services - landscape services	35,505.92
Carolina Industrial Equipment - purchase of 3 utility trucks	36,045.61
Clinard Oil Co. - diesel fuel	42,741.99
Newton's Fire - boots, gas detectors & parts for Fire Dept.	16,178.68
Toter - refuse containers	43,489.41
Wilson Finley Co. - parts for equipment # 1502 & 2346	21,179.48
Bank Financial - lease of computer equipment for 11/09	147,616.67
Brooks, Pierce, McLendon, Humphrey & Leonard - legal services for 8/09	10,182.16
CCA Financial - lease of computer equipment for 11/09	87,386.43
Guilford County - expenses for animal shelter operations through 9/09	213,379.25
Capital Ford of Wilmington - purchase of vehicle for Fire Dept.	55,756.00
Clinard Oil Co. - unleaded & diesel fuel	50,147.45
Martin Marietta Aggregates - rock for City projects	12,630.63
IG Development - lead rehab for 703 Tuscaloosa Street	16,940.70

New Generation Builders - Duke Energy/rehab job for 2324 Bonaire Lane	\$	21,107.80
Arista Information Systems - billing services for Water Resources		49,192.59
FCR Inc. - expenses for recycling program		53,975.71
Guilford County - expenses for watershed bonds		199,982.08
Olsten Staffing Services - clerical services for WIA program		12,057.54
Clinard Oil Co. - diesel fuel		15,602.48
Dean's Office Machines - lease of copiers		12,423.93
Digital Recorders - video & camera equipment for GTA		77,446.42
Oracle Corp. - computer software maintenance agreement for Water Resources		25,927.40
Greensboro News & Record - advertising expense		15,716.62
Guilford County Emergency Services - EMS services for 9/09		10,833.75
James River Solutions - bio diesel fuel		16,153.38
PS Event Furniture - banquet tables & carts for Coliseum		12,284.00
Webb's Oil Corp. - unleaded & diesel fuel		33,048.52
GTCC - expenses for WIA program		18,412.18
Amick Equipment Co. - purchase of 3 refuse trucks		685,443.00
James River Solutions - bio diesel fuel		16,562.84
Murray Enterprises - installation of traffic loop detectors		15,697.77
Snider Tire - purchase of tires		13,059.36
Systems Contractors - installation of VFD's at MMOB		27,525.00

Vouchers issued against budget authorization for payroll & fringe benefits

Guilford County - expenses for Metro 911 employees	86,594.94
Wachovia - gross Coliseum payroll expense for period ended 10/18/09	18,833.05
Wachovia - gross payroll expense for period ended 10/15/09	5,919,590.08
Internal Revenue Service - FICA expense for period ended 10/15/09	285,942.29
NC Local Governmental Employees Retirement System - pension expense for payroll ended 10/15/09	270,385.45
United Health Care - medical insurance premium for period ended 10/15/09	644,408.00
City of Greensboro - dental insurance premium for period ended 10/15/09	60,009.50

Vouchers issued against budget authorization not under contract and/or encumbered

Duke Energy - utilities	36,153.66
Duke Energy - utilities	217,477.12
City of Burlington - purchase of water	409,405.80
Duke Energy - utilities	22,526.58
Duke Energy - utilities	74,913.00
Duke Energy - utilities	33,329.30

Piedmont Natural Gas - utilities	\$ 10,625.71
Winston-Salem/Forsyth County - purchase of water	22,553.05

Page Totals	\$ 13,614,976.50
Vouchers less than \$10,000.00	1,205,195.50
Total Issued	<u>14,820,172.00</u>

DISURSEMENTS MADE BY THE CITY TREASURER

11-Nov-09

The following report covering voucher numbers 228098 through 229100 in the amount of \$25,208,513.23 is submitted for your information

Vouchers issued against budget authorization for service & construction projects/ contracts

Greensboro Contracting Corp. - Coliseum concession stand project	\$ 55,230.00
Hilco Transport Inc. - solid waste transportation services from 8/31-9/26/09	210,945.43
J. Wayne Poole Inc. - Historical Museum window replacement project	67,150.75
J. Wayne Poole Inc. - Historical Museum Crossroads Exhibit renovation	151,304.60
Regional Site Solutions - Camel Street Apartments parking lot repairs	20,500.00
Republic Services - solid waste disposal services for 8-9/09	441,257.36
Price Waterhouse Coopers LLP - professional services for actuarial study for general liability & worker's compensation programs	13,900.00
Veolia Transportation - contracted transportation services for 9/09	1,234,416.18
ColeJenest & Stone - professional services GTCC Northwest Campus water, sewer & pump station	14,507.25
Crowder Construction Co. - Lake Townsend dam replacement	551,802.93
Fuller Contracting Co. - Gateway Gardens project	108,328.50
J&W of NC - Groometown Road water tank rehab project	61,400.00
Triangle Paving - Randleman Dam feeder main project	1,624,785.09
Action Greensboro - contribution for maintenance, operations & services for Center City Park from 10-12/09	87,500.00
Cross Alert Systems - intersection & warning poles for Battleground Rail Trail project	34,000.00
DH Griffin Wrecking Co. - furnace demolition project at Osborne Plant	156,455.50
Hazen & Sawyer - professional services for TOC reduction & reservoir aeration study	25,100.00
Bar Construction Co. - general contractor for Barber Park project	86,848.05
KRG Utility - sanitary sewer rehab project	528,421.37
S&S Building - Benjamin Branch Library project	19,669.18
Bryan Park Golf - payment for the 4th installment, 3rd term per contract	31,250.00
Atlantic Contracting Co. - general sidewalk improvements	30,962.10
Atlantic Contracting Co. - Recreation Center's door replacement project	29,934.37
Hazen & Sawyer - design services for Randleman Dam feeder main project	42,505.91
Hobby Construction Co. - North Buffalo transfer force main project	10,000.14
Progressive Contracting Co. - lab expansion project at Osborne Plant	122,639.72

Schnabel Engineering South - feasibility study for Lake Townsend dam remediation	\$	97,555.94
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Vouchers issued against budget authorization for equipment & supplies contracts

IG Development - lead rehab for 1009 Benbow Road	15,177.60
Clinard Oil Co. - unleaded & diesel fuel	34,725.07
Duncan-Parnell - GPS equipment, software & training for Water Resources	37,437.03
Southern Municipal Equipment Co. - portable pipeline inspection system	10,417.51
Baker & Taylor - books for Library	37,258.34
Downtown Greensboro Improvement Corp. - 2nd quarter contribution for Municipal Service District services	120,000.00
Local Government Excess Liability Fund Inc. - contribution to Fund M for excess general liability self funding program	300,000.00
Ontario Investments - lease of computer equipment	93,194.31
Clinard Oil Co. - unleaded fuel	19,783.75
GTCC - expenses for WIA program	97,784.50
NC Department of Energy & Division of Water Quality - project # E-SRF-T-00-0103 sewer interest payment	22,705.49
James River Solutions - bio diesel fuel	16,365.14
Korman Signs - galvanized channel post	16,406.02
Motion Industries - piping/bearings/shafts/parts for Water Resources	10,049.52
Webb's Oil Corp. - diesel fuel	15,641.21
Atlantic Technical Sales - mast arm poles for Transportation Dept.	10,530.00
Bibey Machine Co. - repair of primary tank at Osborne Plant	46,194.35
Clinard Oil Co. - unleaded & diesel fuel	38,984.76
Old Dominion Brush Co. - purchase of 2 leaf loaders to replace equipment # 1331 & 1332	36,516.48
Rosenblatt & Assoc. - cable mount brackets & boxes for Transportation Dept.	12,838.65
Webb's Oil Corp. - diesel fuel	15,345.07
First Citizens Bank - quarterly fees for COP's & Revenue Bonds	12,592.50
Cycles De Oro - purchase of 15 bikes for Police Dept.	14,982.64
GTSI Corp. - Commshop software for Metro 911	176,975.98
RL Dresser - refinish floors at Sportsplex	24,526.45
Ontario Investments - lease of computer equipment for 10/09	26,936.42
Wachovia Bank - accrual fees for COP's from 9 -10/09	23,905.42
Clinard Oil Co. - unleaded & diesel fuel	38,810.61
Lankford Protection Services - security services	78,618.28
Marcellus Janitorial Service - janitorial services	23,331.00
East Market Street Development Corp. - 2nd quarter contribution	10,000.00
Greensboro Sports Commission - 2nd quarter contribution	18,750.00
Petroserve - Church Street fuel system upgrade & repair of gas pump at Osborne Plant	14,085.63

Webb's Oil Corp. - diesel fuel	\$ 15,449.81
Clinard Oil Co. - unleaded & diesel fuel	34,630.29
Ecoflo - expenses for household hazardous waste program	29,483.00
Burnett Lime Co. - lime for Water Resources	14,425.03
Carolina Tractor - repair of equipment # 912283	21,980.54
Computer Discount Warehouse - purchase of TV's for the Coliseum	10,467.91
James River Solutions - bio diesel fuel	15,762.27
Scotties Building Service - window washing services for various City buildings	12,810.00
Eastern Environmental - rehab job for 1305 Valleyview Road	20,223.00
Greensboro Housing Development Partnership Inc. - reimbursement of 17th extension of financing agreement	10,644.00
Sit-In Movement - 3rd year commitment funding for International Civil Rights Center & Museum	250,000.00
Brenntag Southeast - chemicals for Water Resources	94,972.98
Clinard Oil Co. - diesel fuel	15,476.12
Digital Recorders - digital recorders & cameras for GTA	48,900.04
General Chemical Performance Products - chemicals for Water Resources	50,384.29
Polydyne - chemicals for Water Resources	38,934.00
Shannon Chemical Corp. - chemicals for Water Resources	52,413.32
Snider Tire - purchase & repair of tires	13,438.45
Thompson-Arthur Paving Co. - asphalt for City projects	39,803.00
Vecellio & Grogan - asphalt for City projects	23,726.13

Vouchers issued against budget authorization for payroll & fringe benefits

Wachovia - gross Coliseum payroll expense for period ended 10/25/09	26,502.51
Wachovia - gross payroll expense for period ended 10/31/09	6,020,983.66
Internal Revenue Service - FICA expense for period ended 10/31/09	286,792.38
NC Local Governmental Employees Retirement System - pension expense for payroll ended 10/31/09	275,968.46
United Health Care - medical insurance premium for period ended 10/31/09	644,162.00
City of Greensboro - dental insurance premium for period ended 10/31/09	59,971.50
Wachovia - gross payroll expense for period ended 10/31/09 - longevity	60,336.00
Wachovia - gross Coliseum payroll expense for period ended 11/1/09	29,615.99
Standard Insurance Co. - life insurance premiums	77,816.39
Wachovia - gross Coliseum payroll expense for period ended 11/08/09	36,410.44
Wachovia - gross payroll expense for period ended 11/15/09	5,900,618.81
Internal Revenue Service - FICA expense for period ended 11/15/09	284,691.48
NC Local Governmental Employees Retirement System - pension expense for payroll ended 11/15/09	270,151.35
United Health Care - medical insurance premium for period ended 11/15/09	645,801.50
City of Greensboro - dental insurance premium for period ended 11/15/09	60,174.00

Vouchers issued against budget authorization for approved resolutions & real estate purchases

Gabriel & Jerry Weston - foreclosure judgment for property at 1712 W. Florida Street	\$	39,408.21
James R. & Cathy Barber - purchase of proposed margin/fee simple taking, permanent slope & temporary construction easements at 3601 Lawndale Drive for sidewalk project		32,293.00

Vouchers issued against budget authorization not under contracts and/or encumbered

AT&T - phone service	20,697.64
Duke Energy - utilities	76,094.99
AT&T - phone service	32,123.45
Duke Energy - utilities	15,807.16
Duke Energy - utilities	49,543.31
City of Greensboro - water & sewer utilities	189,096.04
Nextel Communications - phone service	21,692.27
City of Greensboro - water & sewer utilities	36,126.53
Duke Energy - utilities	12,778.87
City of Greensboro - water & sewer utilities	40,419.44
Nextel Communications - phone service	25,083.58
City of Reidsville - purchase of water	154,429.60
Duke Energy - utilities - street lighting bill	227,311.94
Duke Energy - utilities	50,444.66
Duke Energy - utilities	25,187.79

Page Totals	\$	23,871,699.23
Vouchers less than \$10,000.00		1,336,814.00
Total Issued		<u>25,208,513.23</u>

DISBURSEMENTS MADE BY THE CITY TREASURER

23-Nov-09

The following report covering voucher numbers 229101 through 229867 in the amount of \$6,907,528.40 is submitted for your information

Vouchers issued against budget authorization for service & construction projects/ contracts

Hazen & Sawyer - professional services for Osborne Lab project	\$ 14,874.00
D&D Grading - grinding & composting services for Landfill for 10/09	63,749.00
Finkbeiner, Pettis & Strout - Lake Townsend value engineering design & construction services	19,724.75
Heitkamp Inc. - water line rehab for Sunset Hills, Market/Friendly area	178,500.33
Jimmy R. Lynch & Sons Inc. - New Garden Road improvement project	227,929.64
Republic Services - solid waste disposal from 9/16-30/09	229,926.03
Starr Electric Co. - Lake Townsend electrical improvement project	493,908.70
Trigon/Kleinfelder - subsurface investigations for Barber Park	15,327.97
AMMA Transit Planning - professional services for operational analysis of the ADA complementary paratransit services	22,590.49
Borum, Wade & Assoc. - Southeast School Road waterline extension project	84,952.11
ColeJenest & Stone PA - professional services for GTCC Northwest Campus water & sewer station project	26,927.29
Downtown Greensboro - 1st & 2nd quarter contribution for Revitalization Requirements Grant	50,000.00
Downtown Greensboro - 1st & 2nd quarter contribution for general administration	77,500.00
Moser Mayer Phoenix Assoc. - GTA operations transit facility project	65,842.68
RP Murray - Coliseum lower concourse expansion project	18,458.47
TFF Architects & Planners - Historical Museum 2008 Crossroads Exhibit renovation project	10,633.21
TFF Architects & Planners - design services for Coliseum Aquatic Center	76,026.12
Triangle Paving - Randleman Dam feeder main project	1,070,195.23
HDR Engineering - professional services for gas collection system expansion at Landfill	12,813.43
Pepco Energy Services - guaranteed energy performance project	622,544.50
Republic Services - solid waste disposal from 10/1-15/09	234,149.90
Site Solutions - design services for Keeley Park project	16,549.06
Thomas Stanley Grading & Hauling - storm drainage improvements at Edgeworth Street	72,657.32
Yates Construction Co. - Battleground Rail Trail project	102,646.88

Yates Construction Co. - Battleground Rail Trail grade separation at Cone Boulevard project	\$ 191,900.73
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Vouchers issued against budget authorization for equipment & supplies contracts

Champion Solutions Group - licenses & support for VMWARE software	30,625.00
Central Telephone Co. - equipment maintenance for Metro 911	10,679.95
Graham Sporting Goods - tee shirts for Fire Dept.	17,327.28
McBride Lawn Service - lawn care services for Housing & CD Dept.	11,710.00
MHC Software - computer software	28,475.00
Bank Financial - lease of computer equipment for 12/09	143,248.61
Ontario Investments - lease of computer equipment for 11/09	42,329.35
Clinard Oil Co. - unleaded fuel	17,563.83
James River Solutions - bio diesel fuel	16,055.57
Webb's Oil Corp. - diesel fuel	30,905.27
Postmaster - bulk mailing account postage	20,000.00
The Brendle Group - greenhouse gas inventory & action plan for Housing / CD Dept.	38,247.40
Carolina Thomas - purchase of eight 24 passenger vehicles for GTA	509,880.00
Computer Discount Warehouse - purchase of 16 TV's for Coliseum	14,499.75
Tymco Inc. - purchase of street sweeper equipment	148,382.00
Banc of America Securities - remarketing agent fees from 8 -10/09	15,585.07
Baker & Taylor Co. - books for Library	22,368.10
OC Tanner Recognition Co. - employee service awards	16,586.60
West Group Payment Center - subscription services for Legal Dept.	11,485.04
SE Systems - transmitters & receivers for Coliseum	18,645.66
Snider Tire - purchase of tires	11,954.87
Baker & Taylor Co. - books for Library	20,195.87
Guilford County Department of Social Services - child care services for 10/09 for WIA program	14,532.85
Newton's Fire & Safety Equipment - filter cartridges & air paper kits for Fire Dept.	20,795.75
Vocera Communications - professional services for software installation for Main Library	12,925.00
Webb's Oil Corp. - unleaded & diesel fuel	32,000.17
BEM Interactive - professional services for Sharepoint implementation for IT Dept.	14,406.25
CCA Financial - lease of computer equipment for 12/09	92,836.82
Guilford County - fingerprinting & mug shot services for 9/09	35,206.00
Guilford County - additional police coverage for Bellemeade Mental Health Center from 7/1 - 10/28/09	17,319.75
IT Training & Solutions - one time start up expense for Advancement software for WIA program	12,905.00
Ontario Investments - lease of computer equipment for 11-12/09	28,047.48

Arista Information Systems - billing services for Water Resources	\$ 48,260.55
Kemira Water Solutions - chemicals for Water Resources	58,950.90
Motorola - control stations for Metro 911	10,574.14
IG Development - lead rehab at 916 Glenwood Avenue	20,137.50
Ontario Investments - lease of computer equipment for 12/09	29,053.42
Rankin Associates II Limited Partnership - Rankin King Farm Apartments project for Housing & CD	63,500.00
Attayek Services - landscaping services	35,505.92
Nu-Life Environmental - hydraulic cylinder & bushings to repair equipment # 2267	10,100.83
Patriot Services - temporary services	10,647.85
Priority Dispatch - maintenance agreement for Metro 911 Protocol Cardset	29,800.75
Webb's Oil - unleaded & diesel fuel	32,662.58

Vouchers issued against budget authorization for payroll & fringe benefits

Guilford County - expenses for Metro 911 employees	89,798.82
Wachovia - gross Coliseum payroll expense for period ended 11/15/09	26,916.47

Vouchers issued against budget authorization for approved resolutions & real estate purchases

South LLC - purchase of permanent utility, temporary construction easements and landscaping at 2039 & 2041 Fleming Drive for Clarkson Road annexation project	14,166.20
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Vouchers issued against budget authorization not under contracts and/or encumbered

Duke Energy - utilities	11,933.35
Duke Energy - utilities	193,367.10
Duke Energy - utilities	84,451.71

Page Totals	\$ 6,247,881.22
Vouchers less than \$10,000.00	659,647.18
Total Issued	<u>6,907,528.40</u>